

In the court of Sh. Amar Paul, Additional Sessions Judge,Ludhiana

BA 1704/2020

CNR No.PBLD010057192020

Date of decision: 17.03.2020

State of Punjab

Versus

Mandeep Singh son of Surjit Singh resident of H.No.7771/1 St.No.5 Guru Angad Dev Colony Ludhiana.

FIR No.29 dated 01.02.2020

Under Sections: 323/324/452/506/34 IPC

Police station: Shimlapuri, Ludhiana.

Bail application under Section 438 Cr.P.C.

Present: Sh. J.S.Bhatti Adv. Counsel for the applicant.
Sh. Kulwant Singh Addl. PP for the State.

ORDER

1. Applicant sought anticipatory bail on the ground that he has been falsely implicated in this case and prayed for anticipatory bail.

2. Notice of the bail application was given to the Addl. PP for the state and record was called and perused.

3. After hearing the counsel for the applicant, Addl. PP for the state and going through the file, it has been found that present FIR has been registered against the applicant and non applicant on 1.2.2020 on the statement of Baldeep Kaur on the contents that her father due to illness remained on bed and unable to walk and her mother Rajwant Kaur is household lady. On 24.1.2020 complainant alongwith her parents was present in their house then at about 8.10 P.M.,their main gate was knocked and when she went to open the gate then applicant Mandeep Singh alongwith his wife non applicant who came on their vehicle car Taygo and forcibly entered into their house. Applicant Mandeep Singh was armed with kirpan(sword) and his wife Reena non applicant was empty handed. Both immediately

after entering into their house started abusing her and asked where is Hardeep Kaur and then applicant Mandeep Singh who was under the influence of intoxicant gave sword blow on Rajwant Kaur mother of the complainant which hit on her left hand and when applicant tried to give second blow she came forward to save her and then sword blow hit on head of the complainant and third blow was given by applicant on her mother which hit her on her stomach. She fell down on the ground. Non applicant caught hold the complainant from her hairs and beat her. Complainant and her mother fell down in injured condition on the ground and both applicant and non applicant continued to beat them and giving extending threats to kill them and then they raised alarm then people started gathering there and applicant and non applicant left the spot in their car. Thereafter complainant and her mother were got admitted in the civil hospital Ludhiana and FIR was registered.

4. As per MLR of Rajwant Kaur mother of complainant there are three injuries out of which injury no.3 is sharp which is stabbed wound in the stomach of Rajwant Kaur. Remaining two injuries are blunt. Similarly as per MLR of the complainant Baldeep Kaur there are two blunt injuries. Applicant alongwith non applicant his wife forcibly entered at night time in the house of complainant and then caused the injuries to the complainant and her mother. Beating by applicant alongwith her wife to the complainant and her mother without any fault of the complainant and her mother and further giving extending threats with beating to the complainant and her mother shows the manner of committing the crime by applicant

grave and serious one. Ld.Addl.PP specifically alleged that applicant and non applicant are still giving extending threats to the complainant party of dire consequences. Moreover Ld.Addl.PP for the state alleged that the applicant will tamper with the prosecution witnesses and flee from justice if the applicant is ordered to be released on bail. Hence it is not a fit case to release the applicant on anticipatory bail. Accordingly bail application is dismissed. Nothing observed here shall have effect on the merits of the case. File be consigned to the record room.

Komal Preet Kaur
Stenographer-I

Amar Paul
UID-PB0450
Addl.Sessions Judge,
Ludhiana.

Pronounced
Dated 17.3.2020

Present: Sh. J.S.Bhatti Adv. Counsel for the applicant.
Sh. Kulwant Singh Addl. PP for the State.

Heard. Vide my separate detailed order of even date, the present bail application is dismissed. File be consigned to the record room.

Komal Preet Kaur
Stenographer-I

Amar Paul
UID-PB0450
Addl.Sessions Judge,
Ludhiana.

Pronounced
Dated 17.3.2020