

**IN THE COURT OF SHRI VIKRANT KUMAR,
ADDITIONAL SESSIONS JUDGE,
MOGA (UID No.PB00213).**

CNR No.PBMO010043442021

CIS Filing No.BA/1719/2021.

Date of order : 23.08.2021.

State Versus Jaspreet Singh @ Jass son of Tirath Singh son
of Raghbir Singh, resident of Village
Baghelewala, Police Station Sadar Zira, District
Ferozepur.

----Applicant-accused

FIR No.100 dated 4.09.2020.

Under Sections : 307,336,325,148,149 IPC
and 25,27 Arms Act.

Police Station : Kot Ise Khan.

Bail Application under Section 439 Cr.P.C.

Present :- Shri Anshuman Syal, Additional Public Prosecutor for State.
Shri Sanjeev Mehta, Advocate for applicant-accused Jaspreet
Singh @ Jass.

ORDER

The brief facts of the case, which require consideration for disposal of the present bail application are that present FIR has been lodged on the basis of statement of Kulwinder Singh Mann that he is running Mann Gym Centre, Kot Ise Khan. On 3.09.2020 at about 8.20 p.m., he along with his friend Prince Sharma son of Parshottam Sharma was present at his house. 8/10 unknown persons on white colored Scorpio and Swift car came there. They enquired from them about Smadhi Road, Kot Ise Khan. At this, unknown persons tried to assault his friend Prince with their respective weapons. In order to save himself, his friend Prince Sharma ran towards his residential house. Then those unknown persons attacked at him with iron rods. Resultantly his both legs below the knee were broken. On raising alarm, above said persons made three fires in the

air. His brother Narinder Singh got him admitted in Harbans Nursing Home, Kot Ise Khan. On the above said statement, accused-applicant was nominated in this case. He has been arrested. Hence, the present bail application.

2. I have heard the learned counsel for the applicant-accused as well as learned Additional Public Prosecutor for the State.

3. Present FIR has been lodged by Kulwinder Singh Mann against unknown persons. As per case of complainant, some unknown persons asked his friend Prince Sharma son of Parshottam Sharma about the Smadhi Road. When Prince Sharma told that there is no Smadhi Road, then unknown persons attacked Prince Sharma and attacked at the complainant with iron rods. Resultantly his both legs below the knee were broken. Unknown persons also fired in the air thrice and fled away. In FIR No.45 dated 11.06.2021 under Section 379-B IPC, Police Station Mehna, applicant-accused Jaspreet Singh son of Tirath Singh has confessed before the police that he alongiwth Pattu @ Parvinder Singh son of Tarlochan Singh, Pargat Singh son of Suba Singh, Sandeep Kumar son of Pawan Kumar, Mangal had broken the legs of Mann, who runs a gym and fired in the air. In the present FIR, applicant-accused Jaspreet Singh was arrested on 2.07.2021 and suffered disclosure statement before the police that on 3.09.2020 at the time of occurrence in the present case Pargat Singh son of Suba Singh, Pattu alias Parvinder Singh son of Tarlochan Sigh, Sandeep Kumar son of Pawan Kumar, Mangal Singh son of Balvir Singh and Manpreet Singh @ Manna son of Kashmir Singh, Jagjit Singh son of Mohinder Singh and Yadvir Singh son of Amarjit Singh were also accompanied him. Applicant-accused is in custody since 2.07.2021. FIR under Sections 307,336,325,148,149 IPC and 25 of Arms Act has been lodged. Injuries have been inflicted on the legs of Kulwinder Singh. It is a matter of evidence whether case under Section 307 IPC is made out or not. Conclusion of trial will take a considerable time and no

useful purpose will be served by further detention of applicant-accused. Considering these facts bail application filed by accused-applicant Jaspreet Singh @ Jass is allowed and he is ordered to be released on bail on his furnishing bail bonds to the satisfaction of learned Illaqa/Duty Magistrate. Copy of this order be sent to learned trial court. File be consigned to the record room.

Pronounced.
Dated :- 23.08.2021.
Jagjit Singh Panesar, Stenographer-I

(Vikrant Kumar)
Additional Sessions Judge,
Moga (UID No.PB00213).