

**THE COURT OF SMT. PRIYA SOOD,
SESSIONS JUDGE, TARN TARAN, UID-PB0065**

CIS No	BA/1568/23.
CNR No.	PBTT01-003263-2023.
Date of Institution	31.05.2023.
Date of Decision	13.06.2023.

Davinder Singh alias Baba, aged 32 years, son of Sucha Singh, resident of Pati Baj Ki, Bandala, Tehsil and District Tarn Taran.

-----Applicant/accused

Versus

State of Punjab

-----Respondent.

Connected Bail

CIS No	BA/1596/2023.
CNR No.	PBTT01-003313-2023.
Date of Institution	01.06.2023.
Date of Decision	13.06.2023.

Harmandeep Singh @ Tota, aged 20 years, son of Sukhdev Singh, resident of village Bakipur, P.S. Sadar Tarn Taran, Tehsil and District Tarn Taran.

-----Applicant/accused

Versus

State of Punjab

-----Respondent.

Connected Bail

CIS No	BA/1705/2023.
CNR No.	PBTT01-003506-2023.
Date of Institution	13.06.2023.
Date of Decision	13.06.2023.

Manpreet Singh, aged 21 years, son of Resham Singh, resident of village Mari Megha, Tehsil Patti, District Tarn Taran.

-----Applicant/accused

Versus

State of Punjab -----Respondent.

Connected Bail

CIS No	BA/1706/2023.
CNR No.	PBTT01-003509-2023.
Date of Institution	13.06.2023.
Date of Decision	13.06.2023.

Chamkaur Singh @ Captain, aged 24 years, son of Balvir Singh, resident of village Bakipur, Tehsil and District Tarn Taran.

-----Applicant/accused

Versus

State of Punjab -----Respondent.

Connected Bail

CIS No	BA/1707/2023.
CNR No.	PBTT01-003508-2023.
Date of Institution	13.06.2023.
Date of Decision	13.06.2023.

Gurlal Singh, aged 27 years, son of Swaran Singh, resident of village Khabe Dogran, Tehsil and District Tarn Taran.

-----Applicant/accused

Versus

State of Punjab -----Respondent.

Connected Bail

CIS No	BA/1708/2023.
CNR No.	PBTT01-003510-2023.
Date of Institution	13.06.2023.
Date of Decision	13.06.2023.

Gurbachan Singh @ Sunny, aged 19 years, son of Dilbag Singh, resident of village Bakipur, Tehsil and District Tarn Taran.

-----Applicant/accused

Versus

State of Punjab

-----Respondent.

Connected Bail

CIS No	BA/1713/2023.
CNR No.	PBTT01-003507-2023.
Date of Institution	13.06.2023.
Date of Decision	13.06.2023.

Manohar Singh @ Manori, aged 22 years, son of Balvir Singh, resident of village Bakipur, Tehsil and District Tarn Taran.

-----Applicant/accused

Versus

State of Punjab

-----Respondent.

FIR No. : 56 dated 06.05.2023
 Under Section : 379-B,511,506,148,149 IPC
 Police Station : Bhikhiwind

Application under Section 439 Cr.P.C.

Present: Sh.G.S. Sandhu, Advocate, counsel for applicant-accused
 Harmandeep Singh
 Sh. A.K.Sharma, Advocate, counsel for applicant-accused
 Davinder Singh.
 Sh.H.S. Sandhu, Advocate, counsel for remaining applicants-
 accused.
 Sh. Charanjit Singh, Addl. P.P. for the State.

ORDER

1. Vide this order, seven bail applications under Section 439 Cr.P.C, filed by accused Davinder Singh, Harmandeep Singh, Manpreet Singh, Chamkaur Singh, Gurlal Singh, Gurbachan Singh and Manohar Singh, seeking regular bail in FIR No.56 dated 06.05.2023, under Sections 379-B,511,506,148,149 IPC, Police Station Bhikhiwind, shall be disposed of.

2. Applicants-accused, alongwith four named co-accused-non-applicants, have been booked in the present FIR on the statement of Manmohan Singh, aged 60 years, son of Suba Singh, recorded on 06.05.2023 to the effect that complainant is agriculturist. Complainant was sleeping in his cattle Havali when at about 04:00 AM, complainant heard dog's bark. As complainant went outside the Haveli, he saw 9-10 persons, on three motorcycles, armed with Datars and Kirpans, who raised Lalkara to catch hold the complainant and to snatch everything from the complainant. One of the robbers also threatened to kill the complainant with the pistol and demanded everything from the complainant. Complainant ran towards his Haveli and raised Roula Mar Dita Mar Dita. As people started gathering at the spot, the robbers tried to flee but were overpowered by the villagers. Complainant later came to know that the pistol, which was pointed at the complainant, was toy gun. Intimation was given to the police. As police party reached the spot, the apprehended robbers disclosed their names as Manpreet Singh, son of Resham Singh, who was armed with Datar, Manohar Singh, son of Balvir Singh, who was armed with Datar, Gurbachan Singh, son of Dilbag Singh, who was armed with Kirpan, Gurpreet Singh, son of Baldev Singh, who was armed with Baseball bat, Harashdeep Singh, son of Nanak Singh, who was armed with baseball bat, Chamkaur Singh, son of Balvir Singh, who was empty handed, Rajbir Singh, son of Kashmir Singh, who was empty handed, Gurlal Singh, son of Sarwan Singh, who was armed with Datar, Kuldeep Singh, son of Sawinder Singh, who was armed with toy gun, Davinder Singh, son of Sucha Singh, who was armed with Kirpan and

Harmandeep Singh, son of Sukhdev Singh, armed with Datar and were arrested at the spot.

3. Learned counsel for applicants-accused have prayed that applicants-accused have been falsely implicated, that applicants-accused are in custody since 06.05.2023 and since presentation of the challan and conclusion of the trial shall take time, the applicants-accused be granted the concession of regular bail.

4. Per Contra, learned Addl. PP for the State has opposed the bail application on the ground of gravity of offence.

5. I have carefully heard the learned counsel for the applicants-accused, learned Addl. Public Prosecutor for the State and have very keenly gone through the record.

6. During the course of hearing on the bail applications, the respective family members of applicants-accused were called, who have undertaken before this Court that they will ensure that applicants-accused lead a reformed life and do not indulge in criminal activities.

7. Applicants-accused are in custody since 06.05.2023. Not only presentation of challan, even conclusion of trial shall take time on account of huge backlog of cases, which have accumulated due to Courts having remained in restrictive mode due to outbreak of Covid-19 pandemic. In these circumstances, it is deemed fit to extend the concession of regular bail to the applicants-accused.

8. The bail application is, thus, allowed and applicants-accused are ordered to be released on bail on their furnishing personal bond and

surety bonds to the satisfaction of Illaqa/Duty Magistrate, subject to the following conditions:-

- i) that they will appear in the court on each and every date of hearing;
- ii) that they will not tamper with the prosecution evidence;
- iii) that they will not leave India without prior permission of the Court.
- iv) that applicants-accused shall not repeat or commit any offence and if they are found to have repeated any such like offence, it shall be open for the investigating agency to bring it to the notice of the Court and to pray for cancellation of bail of applicants-accused.
- v) that applicants-accused will further affirm an affidavit, upon their release on bail that they will not involve in any criminal activity in future and will lead a reformed life and mend their ways. The affidavit shall be affirmed within 15 days of the release of applicants-accused.

9. Record be returned. File be consigned to the record room.

10. Ahlmad is directed to send the copy of order, through Email, to Superintendent of concerned jail.

11. Copy of the present order be placed in connected bail application bearing CIS No.BA/1596/23, titled as “Harmandeep Singh Vs. State”, CIS No.BA/1705/23, titled as “Manpreet Singh Vs. State”, CIS No.BA/1706/23, titled as “Chamkaur Singh Vs. State”, CIS No.BA/1707/23, titled as “Gurlal Singh Vs. State”, CIS No.BA/1708/23, titled as “Gurbachan Singh Vs. State” and CIS No.BA/1713/23, titled as “Manohar Singh Vs. State”

Pronounced
13.06.2023
Jaswinder Singh
Stenographer-II

Priya Sood
Sessions Judge
Tarn Taran/UID-PB0065