

**In the Court of Sh. Sumeet Malhotra,
Sessions Judge, Ferozepur.
(Unique Identification No.PB0060)**

PBFZ010044782025



CNR No.PBFZ0100-4478-2025
CIS No. BA- 1710 of 2025
Date of Order: 04.07.2025
Pending for 15.07.2025

Lakhvir Singh @ Nanak aged 43 years son of Dharam Singh, resident of Post Office Mamdot Uttar, Saide Ke Naul, Tehsil and District Ferozepur.

... Applicant/Accused

Versus

State of Punjab.

...Respondent.

Application for bail under section 482 BNSS

DDR No. 25 dated 18.06.2025
DDR No. 27 dated 13.06.2025
Under Section 118(1), 115(2), 3(5) BNS
Section 117(2) BNS added lateron vide
DDR No 37 dated 20.06.2025

In

FIR No. 52 dated 14.06.2025
Under Section 118(2), 115(2), 191(3), 190 BNS
Police Station Lakho Ke Behram.

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Sessions Judge, Ferozepur

Present: Sh. Shalinder Bhalla Advocate, counsel for
applicant/accused,
Sh. Amit Goklaney, Addl. Public Prosecutor for State.

ORDER:-

An application has been filed for adding offence under Section 117(2) BNS in the present bail application, which has been enhanced vide DDR No. 37 dated 20.06.2025 in cross case, on the ground that some could not be earlier mentioned therein due to inadvertence and typographical error. Perusal of police record shows that the offence under Section 117(2) BNS has been enhanced by the investigating agency in this cross case. So application in hand is allowed. Amended title has been filed, which is taken on record.

2. Petitioner Lakhvir Singh @ Nanak son of Dharam Singh has approached this Court for grant of anticipatory bail in a case DDR No. 25 dated 18.06.2025 and DDR No. 27 dated 13.06.2025, under Section 118(1), 115(2), 3(5) BNS, Section 117(2) BNS added lateron vide DDR No 37 dated 20.06.2025, in FIR No. 52 dated 14.06.2025, under Section 118(2), 115(2), 191(3), 190 BNS registered at Police Station Lakho Ke Behram.

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3. Learned counsel for the petitioner at the very outset has stated that the petitioner is said to be accused in DDR version reported to the police vide DDR No. 27 dated 13.06.2025, which was later on re-opened after being initially declared as suspected version by the police, vide DDR No. 25 dated 18.06.2025, on the statement of Patras. He further argued that the main occurrence is reported by Mukhtiar Singh, which led to the registration of FIR No. 52 dated 14.06.2025 at Police Station Lakho Ke Behram, under Section 118(2), 115(2), 191(3), 190 of BNS. He argued that in the FIR version, Mukhtiar Singh was attacked twice i.e. on 07.06.2025 and 09.06.2025 at the hands of complainant side of DDR version and that DDR version is falsely reported to the police, showing involvement of the petitioner as accused, only with a view to create counter blast and to shield the perpetrators of the crime committed upon Mukhtiar Singh, who is one of the sympathizer of the petitioner. Learned counsel has further argued that the petitioner is ready to join the investigation in this case. However, he apprehend his arrest as the offence is non bailable. Learned Counsel, thus, prays for grant of anticipatory bail.

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3. Per contra, learned Additional Public Prosecutor for the State, on instructions from ASI Darshan Singh, has vehemently opposed the bail application on the ground of requirement of the custodial interrogation of petitioner as well as seriousness of the offence. He, however, acknowledged the fact that the version in which the petitioner is seeking anticipatory bail, was earlier reported to the police vide DDR No. 27 dated 13.06.2025 on the statement of Patras, which was suspected to be doubtful, as observed in said DDR itself. But lateron, the same was re-opened vide DDR No. 25 dated 18.06.2025. He further acknowledged the fact that the FIR No. 52 dated 14.06.2025, which is the cross version of the DDR version above said, was reported to the police by Mukhtiar Singh on 14.06.2025, in which Mukhtiar Singh was attacked and is stated to be a victim. He further argued that both the versions are being looked into and investigated by the investigator. He thus, prays for dismissal of bail application.

4. I have considered the rival contentions of both the learned counsels and have also gone through the record of this case.

5. Admittedly, the case involves two versions, first being reported vide DDR No. 27 dated 13.06.2025 on the statement of Patras,

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in which petitioner is shown to be one of the accused. However, it is an undisputed fact that the said version was not investigated further by the police by treating it to be suspicious matter. But later on matter was taken further for investigation vide DDR No. 25 dated 18.06.2025. The cross version of said DDR is reported to the police vide FIR No. 52 dated 14.06.2025 by Mukhtiar Singh wherein he stated that he was attacked twice i.e. on 07.06.2025 and 09.06.2025. The DDR version, in which petitioner is seeing grant of bail, shows that Patras was assaulted inter alia by petitioner and three other co-accused, resulting into simple injuries on his person, besides one injury attracting provisions of Section 118(1) of BNS. This injury is attributed to Gurdial Singh. However, the role attributed to petitioner is that he has given kick blows on the left leg of complainant and the injury attracting non-bailable offence is attributed to co-accused. Be that as it may, there is version and cross version in this case and both the versions are being looked into and investigated by the investigator. At this stage, aggressor of both the parties are yet to be ascertained. Thus, keeping in view the totality of circumstances as well as the fact that petitioner has undertaken to cooperate with the Investigating Agency, petitioner is directed to join the

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investigation in this case, as and when called by the investigating agency. However, in the event of his arrest, he shall be released on interim bail on his furnishing bail bonds to the satisfaction of Investigating Officer/ Arresting Officer/Duty Officer, as the case may be. The petitioner shall abide by terms and conditions of the provisions of section 482(2) of BNSS. A copy of this order be sent to the SHO of the concerned police station for compliance.

7. File be put up on 15.07.2025 for further proceedings, on which date, police record be also put up.

Pronounced:
Dated: 04.07.2025
Pritpal Singh

Sd/-
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