

**In the Court of Sh. Gurdarshan Singh, PCS,
Judicial Magistrate Ist Class, Sardulgarh.**

CNR No: PBMNB10015942022

CIS No: BA/233/2022

Date of order:23.12.2022

State versus 1.Mangu Singh

 2. Sewak Singh sons of Kala Singh, resident of village Sahnewali, Teh. Sardulgarh District Mansa.

.....Accused

FIR No. 123 dated 15.12.2022
Police Station, Jhunir
Under Sections 452/323/427/34 IPC.

Present: Sh Munish Singla, APP for the State
Sh BS Warwal Adv for the accused-applicants

BAIL ORDER

1. This order of mine will dispose of application having been moved by accused Mangu Singh and Sewak Singh for grant of bail to them in this case. The accused/applicants have contended that a false case has been registered against them. The applicants have not committed any offence. The accused/applicant are in custody since 16.12.2022. Hence, prayed for allowing the present bail application.

2 Notice of this bail application was served upon the learned
APP for State on the last date of hearing.

3. The accused is nominated under section 452/323/427/34 IPC
PS Jhunir registered on the statement of complainant Kuldeep kaur wife
of Manpreet Singh son of Jagga Singh r/o Sahnewali on the allegations

that on 14.12.2022 a panchayat was convened to resolve the dispute arose between them and Mangu Singh and Sewak Singh but Mangu Singh and Sewak Singh refused the same. On the same day at about 12.30/12.45 pm Sewak Singh having Kuhari and Mangu Singh having Dang in their hands entered into their house and raised lalkaras. They break glasses of windows and LED and also attacked on them. When they reasied hue and cry they ran away from the spot with their weapons. Accused were arrested on 16.12.2022.

4. Learned counsel for applicant/accused argued on the lines on his application and prayed that no more custodial interrogation is required. He prayed for granting bail to the accused.

5. On the other hand learned APP for State strenuously argued that such like offences are increasing day by day and release of the accused will give wrong signal to the society and there is every possibility that accused will hamper in the investigation.

6. After going through the FIR and bail application along with remand papers meticulously and after hearing learned defence counsel as well as Ld. APP for State. This Court find merits in the bail application of the accused as the recovery have already been effected from the accused as per the police record and now the accused is undergoing judicial custody since the date of his arrest so the question of custodial interrogation is of no concern in the present case. Further whether the offence have been committed or not is still required to be proved. Keeping in view of the aforementioned discussion applicant/accused is admitted on bail, subject to following conditions:- (failing which he shall remain in custody),

1. He will submit their personal bonds in the sum of Rs. 30,000/- with one surety of like amount.
2. He shall not leave jurisdiction of this Court without prior permission.
3. He shall attend the proceedings of Court whenever called or summoned.
4. He shall not temper with evidence or advance undue influence or hurt or promise to witness and in no way tamper with evidence.

Bail bonds and surety bonds not furnished.

Pronounced in open Court;
23.12.2022

(Gurdarshan Singh), PCS,
Judicial Magistrate Ist Class,
Sardulgarh

Shobha
Steno

Dictated directly on computer