

**IN THE COURT OF KAWALJIT SINGH,
ADDITIONAL SESSIONS JUDGE, SANGRUR.
(UID Number PB0155)**

Case Type	BA
Filing Number	340/2025 Filing Date: 16.01.2025
Registration Number	142/2025 Date of Registration: 16.01.2025
CNR Number	PBSG0100-0416-2025
Date of Decision	21.01.2025

Manvir Singh alias Mani, aged about 29 years, son of Jeet Singh alias Ajit Singh, resident of street number 4, Sangatpura Mohalla, Dhuri, District Sangrur.

---Applicant/accused

Versus
State of Punjab

---Respondent

FIR No.105 dated 27.11.2021
Under Sections 307, 459, 458, 326, 325, 324, 323, 201, 148, 149 IPC
Police Station Khanauri

Application Under Section 483 Bharatiya Nagrik Suraksha Sanhita

Present: Shri D.S. Samra, Deputy Chief L.A.D.C. Sangrur
 Shri Navdeep Goyal, Additional Public Prosecutor for State

ORDER

Applicant/accused has filed the instant bail application under Section 483 Bharatiya Nagrik Suraksha Sanhita seeking regular bail in the above noted case.

2. The present case FIR has been registered on the basis of statement of complainant namely Surinder Singh to the effect he is running the business of liquor vends for the last about 20/25 years. In that year, he had taken the liquor vends within Khanauri circle. In connection with that business, he has kept rental accommodation in that area. As usual, on 23.11.2021, after finishing his job, he came to his residential accommodation and was taking meals while sitting in one of the rooms. The lights of all the rooms were on. At about 10.00 p.m. he heard the

noise of walking of certain persons in the house and he saw that five young cut surd persons of the age group between 22 to 25 years armed with Kirpans came towards him. One of them gave Kirpan blow with an intention to kill him which hit on his head. Then two other persons gave Kirpan blows gave with an intention to kill him and in order to ward off the attack, he raised his hands and the first blow of Kirpan hit on his right hand and another blow from reverse side of Kirpan hit on his left arm. Rest of two persons armed with Kirpans also gave Kirpan blows to him with intention to kill him and to ward off the attack, he again raised his hands and the first Kirpan blow hit on his left wrist and second Kirpan blow hit on his left hand, due to which he fell down. Thereafter, said persons gave Kirpan blows on his left shoulder and thighs. Due to injuries, his left arm was broken. He suffered multiple serious injuries and his entire body was smeared with blood. The accused persons then fled away from the spot along with their respective weapons considering him to be dead. Thereafter, he raised alarm and one salesman came to the spot got him admitted in Hospital Moonak. Thereafter, he was shifted to different hospitals for his treatment. The motive behind the attack was that he has been taking liquor vends in Khanauri circle for the last about 3-4 years. While other contractors in Punjab and Haryana wanted to kill him and his family members in order to displace him from Khanauri circle.

3. It is argued by the learned counsel for the applicant/accused that applicant/accused has been falsely implicated in the present case. Applicant/accused has not committed any offence. Challan has already been presented and conclusion of trial shall take considerable time as till

date not even a single witness has been produced and examined by the prosecution. Applicant/accused is in custody for the last two years. Co-accused already are on regular bail. No useful purpose would be served by detaining the applicant/accused in judicial custody. It is prayed that the applicant/accused may also kindly be granted regular bail.

4. On the other hand, the bail application is strongly opposed by the learned Public Prosecutor for the State on the ground that this grave and heinous crime has been committed the accused persons and prayed that bail application may kindly be dismissed.

5. I have considered the rival contentions of both the parties and have perused the record.

6. Perusal of the record it comes out that the applicant/accused is not specifically attributed to have caused any injury to the complainant. Challan has been presented and conclusion of trial is going to take considerable time. Co-accused have already been granted concession of bail. Applicant/accused is in custody for the last 02 years.

7. The Hon'ble High Court of Punjab and Haryana while granting the bail to accused vide order dated 27.09.2024 in CRM-M-41627-2024 titled as Bhim Sain Vs State, in paragraph number 7 of the Judgment has observed as under:

“There is sufficient prima facie evidence connecting the petitioner with the alleged crime. However, per paragraph 21 of the bail petition, the petitioner has been in custody since 15.06.2024 and petitioner's total custody in this FIR is more than 03 months. Given the penal provisions invoked viz-a-viz pre-trial custody, coupled with the prima

facie analysis of the nature of allegations and the other facts peculiar to this case, there would be no justifiability further pre-trial incarceration at this stage”.

8. The case of the applicant/accused rather stands of better footing because herein he is in custody for the last more than 02 years. As such, without commenting on the merits of the case, facts and circumstances peculiar to the case, reasons mentioned above and on account of parity also, the applicant/accused makes a case for bail. Accordingly the application is allowed and applicant/accused is ordered to be released on bail on furnishing of bail bonds in the sum of Rs.50,000/- with one surety in the like amount, subject to the conditions that the applicant/accused shall not leave India without the prior permission of the court and applicant/accused shall not directly or indirectly make any inducement, threat or promise, to any person acquainted with the facts of case, so as to dissuade from disclosing such facts to court, during trial. However, it is made clear that observation made herein above shall not be construed as an expression on the merits of main case. Bail papers be consigned to the Record Room, Sangrur.

Announced: 21.01.2025

**Kawaljit Singh,
Additional Sessions Judge,
Sangrur.
UID Number PB0155**

Amritpal Singh, Stenographer-II