

Jagtar Singh and another Vs. State of Punjab
BA No.1407 of 2026

FIR No.37 dated 18.02.2026,

Under Sections :- 115(2),118(1),191(1),190 BNS (Offence under Sections 118(2),117(2) BNS added lateron)

Police Station :- Kot Ise Khan.

Bail application under Section 482 BNSS.

Present :- Shri Sanjay Kumar Sadiora, Advocate for applicants/accused, namely Jagtar Singh and Mahil Singh
Shri Sukhdev Singh learned Additional Public Prosecutor for the State with ASI Jaswinder Singh.

Order :

1. This order of mine shall dispose of bail application filed by the applicants/accused under Section 482 BNSS, 2023 after addition of offence under Sections 118(2),117(2) BNS.

2. ASI Jaswinder Singh, No.1298/Moga, Police Station Kot Ise Khan had appeared and stated that no bail application of the accused/applicants has been decided by this court. No such bail application has been decided by Hon'ble High Court or is pending before Hon'ble High Court, in this case. The injuries fall under Sections 115(2) BNS have been attributed to the accused/applicants. However, no other criminal case has been registered against the applicants/ accused, except the present case.

3. Arguments heard. Learned counsel for applicants/accused has argued that the accused/applicants are innocent persons and the police has falsely implicated them in this case. Nothing is to be recovered from the possession of the accused/applicants. No overt act has been attributed to them. Before adding Sections 118(2),117(2) BNS, the accused/applicants have already granted anticipatory bail by the court vide order dated 15.04.2026. They have apprehension of their arrest as the police is raiding their residence. Their custodial interrogation is not required and they are ready to join the investigation. Presentation of challan and conclusion of trial will take long time and no purpose would be served by sending the accused/applicants behind the bars. The applicants/accused will not make any kind of threat or inducement to any person, who is acquainted with facts of the case. Thus, the applicants/accused may kindly be granted concession of pre-arrest bail.

4. On the other hand, learned Additional Public Prosecutor for State opposed the bail application by stating that serious allegations have been levelled against the applicants/accused. It is not a fit case where concession of anticipatory bail can be granted to the applicant/applicants. Rather their custodial interrogation is required. Lastly, he prayed for dismissal of bail application.

5. This Court has heard arguments advanced by learned counsel for the applicants/accused, learned Additional Public Prosecutor for State and have gone through the record carefully. Present FIR was registered on the statement of complainant Gurjant Singh son of Veer Singh that they were three brothers and he was eldest to all. On 13.02.2026 at about 8.00 p.m., he and his brother Manpreet Singh were standing near the curve of their house. Kulwant Singh son of Ranjodh Singh also came there. Harjit Singh, Baljit Singh and Jagtar Singh also came on the curve and started arguing with them and started using abusive language. However, inhabitants of the village stopped them from arguing with them and they moved towards their houses. At about 10.30 p.m., all the abovesaid persons gathered at the curve and started abusing them. He, his father Vir Singh and brother Manpreet Singh empty handed also came at the curve. Kulwant Singh son of Ranjodh Singh gave kirpan blow hitting on the right side of his head. Baljit Singh son of Jagtar Singh gave khanda blow hitting on the left side of his head. Surinder Singh Shindu son of Rajvir Singh gave kirch blow hitting on his left shoulder. Harjit Singh son of Jagtar Singh gave handle blow of kirpan hitting on his eye. Jagdev Singh son of Tehal Singh gave khanda blow hitting on the head of his brother Manpreet Singh. Beant Singh son of Mehal Singh gave kirpan blow hitting on the arm of his brother Manpreet Singh. Surinder Singh son of Rajvir Singhg gave kirch blow hitting on the right elbow of his brother Manpreet Singh. Mehal Singh son of Major Singh gave stick blow hitting the back of his brother. Jagtar Singh ad thrown brick-bat towards Manpreet Singh hitting on his arm. They received many injuries and raised alarm. The people gathered at the spot. Then all the assailants along with their respective weapons ran away from the spot. It was alleged that motive behind the assault was that the assailants were doing anti-social activities and they were restraining them from doing so. Due to that

grudge, they inflicted injuries on their persons. Harpal Singh and Gursewak Singh, inhabitants of their village made arrangement for conveyance and got them admitted in Civil Hospital, Moga, from there, they were referred to Medical College, Faridkot, where they were medically examined. Thus, FIR was registered.

6. As per statement of ASI Jaswinder Singh, injuries fall under Sections 115(2) BNS have been attributed to the applicants/accused. Moreover, the accused/applicant are on anticipatory bail in remaining Sections. The criminal liability of the accused/applicants is a matter of trial and they are ready to join the investigation and cooperate in the investigation. As such, their custodial interrogation is not required with the investigating agency.

7. Thus, in view of my above discussion, the applicants/accused are granted interim bail and they are directed to appear before the Investigating Officer and join the investigation within a period of 7 days and in the event of their arrest, they be released on furnishing the bail bonds in the sum of Rs.50,000/- each with one surety in the like amount to the satisfaction of the Investigating Officer/Arresting Officer. This bail order is subject to the following conditions :-

- I) That the applicants shall join the investigation as and when called by the investigating officer;
- II) That the applicants shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade them from disclosing such facts to the Court or to any police officer;
- III) That the applicants shall not leave the country without prior permission of the Court.

Now, to come come up on 21.05.2026 for awaiting report of IO.

**Pronounced in open Court,
On 14.05.2026.**

Typed by Jagjit Singh Panesar, Stenographer-I

**(Muneesh Arora)
Additional Sessions Judge,
Moga (UID No.PB00135)**