

**In the Court of Shri Dinesh Kumar Wadhwa,
Additional Sessions Judge,
Bathinda (UID:PB0445).**

CNR PBBT01-004838-2024.

CIS No.BA 1475-2024.

Date of order:26.04.2024.

Harjinder Singh @ Mungi aged about 26 years son of Ranveer Singh alias Ranveerpal Singh, resident of village Chak Hira Singh Wala Urf Pakka Khurd, P.s. Raman, district Bathinda.

..... applicant/ accused.

versus

State of Punjab

FIR No.129 of 10.10.2023.

U/s 307, 326, 324, 341, 323, 148, 149 IPC.

Police Station Raman, District Bathinda.

Bail application under section 438 Cr.P.C.

Present: Shri Hushninder Pal Singh Sidhu, learned Advocate for applicant/ accused.
Sh.Daljit Sharma, learned Additional Public Prosecutor for the State.

ORDER

1) The applicant has filed the present bail application under Section 438 Cr.P.C. in the above captioned FIR.

2) Shri Hushninder Pal Singh Sidhu, learned counsel for the accused/ applicant has submitted that latter has been falsely implicated in the present case. The applicant has no motive to commit the alleged crime. None of the offences mentioned in the FIR are made out against the applicant in the present case. Nothing is to be recovered from the applicant, so his custodial interrogation is not required. The applicant is ready to join the investigation. With these submissions, he has prayed for acceptance of the bail application.

3) Per-contra, Shri Daljit Sharma, learned Public Prosecutor for the State has submitted that there are serious allegations against the applicant/ accused. Keeping in view the gravity of the offence, applicant

is not entitled for the concession of anticipatory bail. With these submissions, he has prayed for dismissal of the bail application.

4) I have heard rival contentions of both the sides and perused the record.

1) The instant case has been registered on the statement of Harman Singh on the averments that on 9.10.2023 he was going on his motorcycle from his village Chak Hira Singh Wala to Bangi Rughu-Mananwala. When he reached near the Gurdwara Sahib of village Bangi Rughu, some persons came on four motorcycle from his backside. The said persons namely Rupinder Singh @ Bhinder Singh was armed with Kirpan, an unknown person armed with rod, Harwinder Singh @ Nikka armed with handle of handpump, Harman Singh @ Harmandeep Singh armed with Kirpan, Harjinder Singh @ Mungi armed with Soti fitted with a sharp edged cutting blade (Toka), Ranveer Singh @ Rana armed with iron pipe fitted with sprocket, two unknown persons armed with iron rods and these persons waylaid him. Rupinder Singh @ Bhinder gave Kirpan blow which hit on his the right side of his head and he fell down. Harwinder Singh @ Nikka gave blow with handle of handpump which hit on the right side of his head, Harjinder Singh @ Mungi gave Toka blow with the intention to kill him which hit on the backside side of his head, Harman Singh @ Harmandeep Singh gave Kirpan blow which hit on his right hand, Harwinder Singh @ Nikka and Rana Singh gave consecutive blows on his left leg, left foot. Mungi Singh @ Harjidner Singh gave two Toka blow on his right foot. Harman Singh and Rana Singh gave blows on his right foot with their respective weapons. Rupinder Singh @ Bhinder Singh gave continuous blows with his Kirpan on his left hand and right

hand. Unknown persons gave rod blows on his back. He raised alarm. His uncle Jasvir Singh and Gobind Singh came at the spot and they also raised alarm. The people started gathering there. Then all the accused fled away from the place of occurrence with their respective weapons.

5) Perusal of the file reveals that injured received 17 injuries on his person at the hands of accused. The accused/ applicant was armed with Soti (fitted with a sharp edged cutting blade) called Toka. The applicant has been attributed head injury with Toka on the head and two injuries on the right foot of the complainant. The accused/ applicant has played an active role in the commission of offence. Specific injuries have been attributed to the accused/ applicant. Keeping in view the seriousness and gravity of the offence, this court is of the considered view that applicant is not entitled for the concession of anticipatory bail. Hence, the present bail application stands dismissed. File be consigned to the record room.

Pronounced in the Open Court:
Dt.26.04.2024.

Kulwinder Singh,,
Stenographer-II

(Dinesh Kumar Wadhwa),
Additional Sessions Judge,
Bathinda (UID:PB-0445).

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Harjinder Singh @ Mungi versus State of Punjab

Present: Shri Hushninder Pal Singh Sidhu, learned Advocate for
applicant/ accused.
Sh.Daljit Sharma, learned Additional Public Prosecutor
for the State.

Arguments heard. Vide separate detailed order of even
date, the bail application has been dismissed. File be consigned to the
record room.

Pronounced in the Open Court:
Dt.26.04.2024.

(Dinesh Kumar Wadhwa),
Additional Sessions Judge,
Bathinda (UID:PB-0445).

Kulwinder Singh,,
Stenographer-II