

***IN THE COURT OF SHRI PUSHVINDER SINGH, ADDITIONAL
SESSIONS JUDGE, GURDASPUR.***

Bail Application No. 258 of 05.07.2018

CIS No. BA 1586-2018

Date of Decision: 24.07.2018

**1. Lakhbir Singh son of Suba Singh, resident of village Dharowali,
Tehsil Batala, District Gurdaspur.**

**2. Jagjit Singh son of Amrik Singh, resident of village Khehra,
Tehsil Batala, District Gurdaspur.**

.....Accused/applicants.

Versus

State of Punjab

.....Respondent.

FIR No. 29 of 12.06.2018

U/Section: 323/324/452/34 IPC

P.S. Kotli Surat Malhi.

(1st Bail application under Section 438 Cr.P.C.)

**Present: Sh. T.S. Lali, Advocate counsel for accused/applicants.
Sh. Kiran Kumar, Addl. P.P for the State.**

ORDER:-

1. This application has been filed by applicants/accused Lakhbir Singh and Jagjit Singh for Anticipatory Bail, stating that they have not committed any offence and have been falsely implicated in the present case. There are civil suits pending between the parties. The applicant/accused No. 1 Lakhbir Singh is Retired Govt. teacher and is the aged about 70 years, his wife is also a Govt. teacher and his aged about

65-67 years and suffering from heart/paralyze decease. The complainant and his family members have good influence in the police department and due to high political approach, they falsely got involved the applicants in the present case.

2. Notice of application was given to the State. Additional PP appeared and opposed the bail application. IO came present along with police file.

3. I have heard learned APP for the State, learned counsel for the accused/applicants and also gone through the police record very carefully.

4. From perusal of the police file, I find that this case was registered on the basis of statement made by Harjinder Singh vide which he got recorded that on 11.06.2018 the applicants/accused caused injuries on his person. However, complainant was present on 16.07.2018 and made statement on oath that there was a land dispute between the parties and the civil suits filed by both the parties are pending in Civil court. Now, the matter has been settled between the parties, with the intervention of respectables of the locality, with regard to the Civil cases as well as the present case. The compromise has been reduced into writing. He also stated that he does not want to proceed further with the present case and has no objection, if the applicants/accused are released on interim anticipatory bail. So, it was found that custodial interrogation of applicants/accused is not required. The purpose of Investigation can be served if they the investigation. So, applicants/accused were directed to join the investigation within 7 days and on doing so, they were ordered to be released on interim anticipatory bail on furnishing their bail bonds and

surety bond as per own satisfaction of investigating/arresting officer. Today HC Harjinder Singh, No.2087/BTL, P.S. Kotli Surat Malhi has come present along-with police file and has made statement that applicants/accused Lakhbir Singh son of Suba Singh and Jagjit Singh son of Amrik Singh have joined the investigation on 22.07.2018 and their custody is not required. Accordingly, the application for anticipatory bail is allowed and interim order dated 16.07.2018 is made absolute. The applicant shall abide by the terms and conditions of section 438 (2) Cr.P.C. File be consigned to record room.

**(Pushvinder Singh),
Additional Sessions Judge,
Gurdaspur**

**Pronounced: 24.07.2018
Ragbir Singh, Stenographer-III,**

Lakhbir Singh Vs. State of Punjab

Present: Sh. T.S. Lali, Advocate counsel for accused/applicants.
Sh. Kiran Kumar, Addl. PP for State.

HC Harjinder Singh, No.2087/BTL, P.S. Kotli Surat Malhi came present and suffered his statement that applicants/accused Lakhbir Singh son of Suba Singh and Jagjit Singh son of Amrik Singh have joined the investigation on 22.07.2018 and their custodial interrogation is not required. Arguments heard vide my separate detailed order of even date, the bail application is allowed and interim order dated 16.07.2018 is made absolute. Police file be returned back. File of bail application be consigned to the Record Room.

**(Pushvinder Singh),
Additional Sessions Judge,
Gurdaspur**

Pronounced: 24.07.2018
Raghubir Singh, Stenographer-III