

State Vs. Surinderpal Singla @ Shindi

CIS. No. BA/1575/2019

CNR No. PBMN010038572019

Date of order: 05.11.2019

FIR No.147 of 29.10.2019

u/s 148, 323, 354-A, 506 IPC and further enhanced the offence u/ss 354, 379-B, 376, 511 IPC vide DDR No.64 dated 30.10.2019

P.S City-II Mansa.

Present: Shri K.C. Garg, Advocate for applicant/accused Surinderpal Singla @ Shindi.
Sh. D.S. Sran, Addl.P.P. for respondent-State.
Sh. Bimaljit Singh, Advocate for complainant.

Ld. Addl. PP appeared for respondent-State. Police file presented by him is perused and returned. Sh. Bimaljit Singh, Advocate filed power of attorney for complainant. Heard on this application of accused-applicant for anticipatory bail in the above referred FIR case.

2. It is contended by Ld. Counsel for applicant that latter has been falsely implicated all due to personal grudge. The alleged occurrence had not taken place. No offence under section 354-A IPC is made out against the applicant. Complainant allegedly had suffered statement after a gap of 27 hours all to make a non-bailable case. Nothing is to be recovered from the applicant. He does not keep good health. Prayer to admit him to anticipatory bail is made.

3. Ld. Addl. P.P., as well as Ld. Counsel for complainant, opposed the bail application while referring to the nature and extent of allegations against the applicant and his accomplices who disrobed, physically sexually assaulted the complainant and her mother, they used filthy language, took law in their hands and hence the prayer to dismiss the application.

4. Police file shows that complainant Gurdarshan Kaur suffered statement with the police on 29.10.2019 and then on 30.10.2019 alleging that at about 4-00 p.m. on 28.10.2019, she was getting laid loose

earth along the rear wall of her house where applicant Shindi alongwith his son Tejanpal, relative Parmod Kumar, one Pardeep Singla, one Deepa and one more person who was proclaiming himself as an Advocate came there. Parmod Kumar asked as to how the earth was being laid at the spot by complainant. Tejanpal held Jaswinder Kaur mother of complainant from her jaws and then snatched her breasts. He was asking as to with whose permission this complainant party had entered their land. Complainant pushed him away who rather held complainant from her hair. Pardeep Kumar held her arms and they both started snatching her breasts. Her shirt was torn. Alleged Advocate was exhorting that the clothes of complainant be removed and she should be given the taste for raising dispute. Pardeep Kumar held her arms. Tejanpal Singh removed his clothes. He was nude. He started dancing there and put lose earth in the eyes of complainant. Pardeep Kumar tried to pull her Lower down. Tejanpal lifted a spade and uttered that its handle be pushed into the complainant. Some ladies of the Mohalla came and raised alarm but they were challenged by accused party against intervening. The alleged Advocate exhorted the accused party. Tejanpal was under high intoxication. He fell on the complainant and started touching her private parts. Complainant pushed her away. Some people came there. Accused party left the spot after giving threats to kill complainant. She also stated that her gold chain was removed by Tejanpal. Her gold rings were removed by Pardeep Kumar and Sandeep Singh. Her spectacles were removed by the alleged Advocate. Accordingly the current FIR was registered which shows the nature of allegations. These are quite disturbing ones. Alleged occurrence took place in broad daylight. Applicant is named in the FIR as a wrongdoer. Allegations of disrobing,

sexual harassment are against him and other accomplices. I do not find if in these circumstances, he deserves to be afforded the extraordinary relief of anticipatory bail. The application is dismissed. Bail application file be consigned to the Record Room.

Pronounced in open court.

05.11.2019

Parveen Kumar

(Rajeev K. Beri),
Addl. Sessions Judge,
Mansa (UID No. PB-0149)