

**IN THE COUR OF HARDIP SINGH
ADDITIONAL SESSIONS JUDGE
FEROZEPUR.**

**CNR No.PBFZ0100-3929-2024
CIS No. BA/1475 of 2024
Date of Order: 18.07.2024**

1. Amarjit Kaur @ Amro aged 52 years wife of Chiman Singh,
2. Amarjit Singh @ Pappu aged 29 years son of Bhag Singh,
3. Surjeet Singh @ Sheetu aged 32 years son of Chiman Singh, all residents of village Chak Rao Ke Hithar, Mamdot Hithar, District Ferozepur.

... Applicants/Accused.

Versus

State of Punjab.

.....Respondent.

**CNR No.PBFZ0100-3928-2024
CIS No. BA/1477 of 2024
Date of Order: 18.07.2024**

Sukhwinder Singh aged 33 years son of Bhag Singh, resident of village Chak Rao Ke Hithar, Tehsil Guruharsahai, District Ferozepur.

... Applicant/Accused.

Versus

State of Punjab.

.....Respondent.

FIR No.112, dated 15.06.2024
U/s 307/452/380/336/323/427/506/148/149 IPC &
Section 25/27 of Arms Act
Police Station Guruharsahai.

(Applications for bail under Section 482 of BNSS)

Present: Sh. Raj Singh Advocate, counsel for applicants/accused.
Sh. Pankaj Taneja, Additional Public Prosecutor for State
assisted by Sh. Swaran Singh and Sh. Ajay Pal Singh
Dhanju Advocates, counsels for complainant.

O R D E R

1. This combine order of mine shall dispose of two above titled bail applications filed by above named applicants/accused, under section 483 of BNSS in case bearing FIR No.112, dated 15.06.2024, under section 307/452/380/336/323/427/506/148/149 IPC and section 25/27 of Arms Act, Police Station Guruharsahai.

2. Learned counsel for the applicants/accused has argued and contended that false case has been registered against the applicants/accused. There is unexplained delay of 1 days in lodging the FIR. Even there is a cross version to the present FIR registered vide DDR No. 31 dated 26.06.2024, on the statement of Desa Singh son of Balbir Singh, as Sunita Rani from the side of the applicants/accused suffered four injuries on her person, out of which, injury No.1 has been kept under observation. It is further contended that Chiman Singh son of Kashmir Singh non-applicant has two arms licence and he has also purchased one NPB .12 bore gun and one NPB 32 bore revolver and same have been deposited by Chiman Singh with Brother Gun House, Near Police Station Opposite HDFC Bank, Tehsil and District

Ferozepur. No specific injury is attributed to the applicants/accused. Moreover, since the present case is a case of version and cross version, so it is yet to be decided as to which party is the aggressor party. Police is raiding the houses of the applicants/accused. So, they are apprehending their arrest at the hands of police. They are ready to join the investigation. Hence, a prayer has been made for grant of bail.

3. Notice of the bail application was given to the State, through learned Additional Public Prosecutor for the State, who appeared and opposed the present bail applications with the assistance of learned counsels for the complainant on the ground that applicants/accused have been duly named in the FIR and they have also been shown to be armed with deadly weapons as applicant/accused Amarjit Kaur @ Amro was armed with sword, Amarjit Singh @ Pappu was armed with kapa, Surjeet Singh @ Sheetu was armed with Dang, whereas applicant/accused Sukhwinder Singh was armed with country made pistol. There are allegations of causing injuries on the person of complainant and firing gun shots with intention to kill the complainant. As such, applicants/accused are not entitled for bail. With these submissions he prayed for dismissal of bail application.

4. Heard. Perusal of the file shows that present FIR has been registered against the applicants/accused and other co-accused/non-

applicants on the statement of Hardeep Singh son of Harnam Singh with the allegations that the applicants/accused alongwith other co-accused formed an unlawful assembly and they while being armed with deadly weapons forcibly entered into his house and caused injuries to him and also fired gun shots with intention to kill. There are specific allegations against the applicants/accused that they alongwith their co-accused damaged the house hold articles of the complainant and also took CCTV cameras and DVR and also fired shots in the air. Learned Additional Public Prosecutor for the State assisted by learned counsels for the complainant has placed on record copies of two FIRs i.e. FIR No. 110 dated 14.06.2024, Police Station Guruharsahai, and copy of FIR No. 285 dated 31.12.2023 of Police Station Guruharsahai. Perusal of all these FIRs shows that all these FIRs have been registered with the similar allegations against the same accused persons of the present case. Moreover, at the time of arguments, learned Additional Public Prosecutor for the State has also produced one Pen Drive containing the footage of the occurrence and on playing the said Pen Drive in the court room, this court finds that this footage is showing the applicants/accused duly armed with their respective weapons as mentioned in the FIRs are entering into the house of the complainant and are damaging the house hold articles therein. So, at this stage the

documents placed on record and the pen drive footage shown to the court leads this court to an inference that the applicants/accused have entered into the house of the complainant with their respective weapons and caused damage to the house hold articles. Although, no specific injury is attributed to the applicants/accused, but considering the history of criminal litigation as well as the manner of entering into the house of the complainant by the applicants/accused, this court is of the considered view that at this stage, without commenting any thing on merits of the case, custodial interrogation of the applicants/accused is required. So, considering the above said facts, no ground is made out to grant concession of bail to the applicants/accused. Accordingly both the bail applications in hand are hereby dismissed with this common order. Any thing staged in this order shall have no bearing on the merits of the case. This original order be kept in the bail application file tiled as Amarjit Kaur @ Amro etc. Vs. State of Pb. bearing CIS No. BA-1475 of 2024, whereas copy thereof be placed on the bail application file titled as Sukhwinder Singh Vs. State of Pb. Bearing CIS No. BA-1477 of 2024. Bail files be consigned to the record room.

Announced in open Court.

Dated: 18.07.2024

Pritpal Singh

Stenographer Gr. II

Sd/-

(Hardip Singh)

Additional Sessions Judge

Ferozepur.

UID No.PB0638