

**THE COURT OF SMT. PRIYA SOOD,
SESSIONS JUDGE, TARN TARAN, UID-PB0065**

CIS No	BA/1479/22.
CNR No.	PBTT01-003024-2022.
Date of Institution	10.06.2022.
Date of Decision	13.06.2022.

1. Bhagwant Singh, son of Harjinder Singh,
2. Jagjit Singh jagga, son of Bir Singh,
3. Jatinder Singh alias Ghachi alias Dharminder Singh, son of Nirmal Singh, all residents of village Naushera Dhalla, District Tarn Taran.

-----Applicants/accused

Versus

State of Punjab

-----Respondent.

FIR No. : 14 dated 23.03.2018
Under Section : 452/427/506/148/149 IPC.
Police Station : Sarai Amanat Khan

Application under Section 438 Cr.P.C.

Present: Sh. J.S. Dhillon, Advocate, counsel for applicants-accused.
Sh. Charanjit Singh, Addl. P.P. for the State.

ORDER

1. Vide this application, applicants-accused have sought pre-arrest bail in FIR No.14 dated 23.03.2018, under Sections 452/427/506/148/149 IPC, Police Station Sarai Amanat Khan.

2. Applicants-accused, alongwith four named co-accused (non-applicants), has been booked in the present FIR on the statement of Ranjit Singh, son of Jagir Singh, recorded on 23.03.2018 to the effect that complainant has three sons, namely, Sukhraj Singh, Arshdeep Singh and Jashandeep Singh. Sukhraj Singh is daily wage earner. Arshdeep Singh and Jashandeep Singh are studying. On 05.03.2018, at about 11:00 pm, while

complainant was sitting in the courtyard, alongwith family members, and the bulb in the courtyard was glowing, Kuldeep Singh, son of Harjinder Singh, Bhagwant Singh, son of Harjinder Singh, both empty handed, Harjinder Singh, son of Nirmal Singh, armed with Kirpan, Jatinder Singh, son of Nirmal Singh, armed with pistol and Jagjit Singh, son of Bir Singh, armed with Kahi, entered the house of complainant and started pushing the complainant and the family members and also abused them. Complainant, alongwith his sons Arshdeep Singh and Jashandeep Singh, immediately rushed inside and locked the door from inside. The assailants started throwing brick bats at the door of the room of the complainant and raised Lalkara for teaching lesson to the complainant side. In the meanwhile, Jagjit Singh climbed on the roof top of the house of complainant and damaged the parapet. Thereafter, on seeing the inhabitants of the area gathering at the spot, the assailants went away. Earlier talks for compromise were going on, but compromise could not be effected.

3. Learned counsel for the applicants-accused has prayed that applicants-accused have been falsely implicated and there is delay of 18 days in registration of the FIR and that in the light of the fact that it is case of no injury, applicants-accused be extended the concession of anticipatory bail.

4. Per Contra, learned Addl. PP for the State has opposed the bail application on the ground of gravity of offence.

5. I have carefully heard the learned counsel for the applicants-accused, learned Addl. Public Prosecutor for the State and have very keenly gone through the record.

6. The present case pertains to year 2018. Apparently, it is case of no injury. No weapon has been alleged to have been used by the assailants during the occurrence. Co-accused Harjinder Singh has already been extended the concession of interim bail by this Court, vide order dated 08.06.2022.

7. Thus, keeping in mind the totality of circumstances, this court is of the considered opinion that present case is a fit case in which applicants-accused may be directed to join the investigation. Accordingly, the applicants-accused are directed to join the investigation, in which event the applicants-accused will be admitted on interim bail to the satisfaction of arresting officer/investigation officer/SHO concerned of the police station subject to conditions:-

- a) The applicants will join the investigation and cooperate with the same as and when called by the investigation officer.
- b) They will not tamper with the prosecution evidence.
- c) They will not leave the country without prior permission of the court.

8. For report to come up on 06.07.2022.

Pronounced
13.06.2022
Jaspal Singh
Stenographer-III

Priya Sood
Sessions Judge
Tarn Taran/UID-PB0065