

**IN THE COURT OF UPINDER SINGH JANDU,
ADDITIONAL SESSIONS JUDGE, SANGRUR.
(UID Number PB00842)**

Case Type	Bail Application
Registration Number	1873 Date of Registration : 06.06.2025
CNR Number	PBSG01-004731-2025
Date of Decision	09.06.2025

Jaswinder Singh aged 53 years son of Tulsi Singh, resident of village
Lalton Kalan Ludhiana, District Ludhiana.

...Applicant/accused

Versus

State of Punjab

...Respondent

Application Under Section 482 of BNSS.

CC No. 682 Dated 31.05.2025
Under Section 160(2) of Railway Act
Police Station RPF Post Dhuri

Present: Sh. Parul Chawla Advocate for applicant/ accused.
Sh. H.R.Goyal Additional Public Prosecutor for the State.

ORDER

1. Present anticipatory bail application has been filed by the
applicant/accused in a case CC No. 682 dated 31.05.2025 Under Section
160(2) of Railway Act Police Station RPF Post Dhuri.

2. In pursuance of notice of the application having been issued,
the learned Additional Public Prosecutor for the respondent-State has put
in appearance. Record has been produced by HC Sukhraj Singh number
3454/NR.

3. I have heard the learned counsel for the applicant/accused
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and learned Additional Public Prosecutor for the State and have gone through the record.

Arguments advanced by the learned counsel for the Applicant/accused:

4. The learned counsel for the applicant/accused submitted that the applicant/accused has been falsely implicated in the present case. No offence has been committed by the applicant/accused. The name of the applicant/accused is not mentioned in the FIR. Nothing is to be recovered from him. Applicant/accused is ready to co-operate with the police for further investigation and is ready to join the investigation. It has been prayed that the applicant/ accused be released on anticipatory bail.

Arguments advanced by Learned Additional Public Prosecutor for the State:

5. On the other hand, learned Additional Public Prosecutor for the State has opposed the bail application on the ground that a grave and serious offence has been committed by the applicant/accused and it has been prayed that the bail application of the applicant/accused be dismissed.

Factual matrix of the Case:

6. The criminal law was set into motion against the applicant/accused on the allegations that information was received on 30.05.2025 at about 19.45 hours that one unknown person driving unknown canter has dismantled the railway boom barrier between Gill-

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Ludhiana at Gate number UP-A at KM 4/6-7.

Findings:

7. After giving my thoughtful consideration to the rival submissions and on careful perusal of the averments put in the application, contents of the FIR, perusal of the record, coupled with the assistance rendered, it is pertinent to make mention that applicant/accused has not been named in the FIR. He is stated to have been nominated in the case lateron. The participation of the applicant/accused in the said crime is moot point which is to be determined during the trial of the case. Reliance can be placed upon the judgment of the Apex Court rendered in "*Dataram v. State of Uttar Pradesh and another*", *2018(2) RCR (Criminal) 131*, wherein it has been held that the grant of bail is a general rule and putting persons in jail or in prison or in correction home is an exception. At this stage, without meticulously examining the evidence on record and without commenting upon the merits of the case, this Court is of the considered view that prima facie it is a fit case to grant benefit of interim Anticipatory Bail to the applicant-accused. Accordingly, the applicant/accused is admitted to interim Anticipatory Bail, in case of his arrest, on furnishing bail bonds and surety bonds to the satisfaction of concerned arresting officer/investigating officer, subject to the following terms and conditions:-

- (i) Applicant shall join the investigation within 4 days from today and he/they shall make themselves available for

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interrogation by police officer as and when required thereafter and shall fully co-operate in the investigation;

(ii) Applicant shall not, directly or indirectly, make any inducement, threat or promise to any person(s) acquainted with the facts of the case, so as to dissuade him/them from disclosing the true facts to the court or to any police officer;

(iii) Applicant shall not leave the country without prior permission of the Court; and

(iv) Applicant shall not commit any offence similar in nature of which they are accused, or suspected, of the commission of the same.

8. Now, the matter is adjourned to 13.06.2025 for awaiting report regarding joining of investigation by the aforesaid applicant/accused.

Pronounced in open Court

Dated:09.06.2025

Rakesh Kumar, Stenographer Grade-I.

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