

**IN THE COURT OF JASWINDER SINGH,
ADDL. SESSIONS JUDGE, GURDASPUR(DUTY)**

**Bail Appl. No.654/24.08.2020
CIS No.BA 2718 2020
CNR No. PBGD01-005426-2020
Date of Decision: 29/08/2020**

Buta Ram, aged about 54 years son of Darshan Singh, resident of Village
Balagan, Tehsil and District Gurdaspur.

.....Petitioner.

Vs.

State

.....Respondent

FIR No.: Not Known Dated Not known,
U/Ss Not Known
Police Station: Kotli Surat Malhi.

1st bail application U/s 438 Cr.P.C for grant of anticipatory bail.

Present: Shri Uttam Raj Sharma, Advocate, counsel for
petitioner(Through video conference).
Shri K.S.Gill, Addl. P.P for State(Through video
conference).

ORDER

1. Bail application put up before me in view of order dated
30.3.2020 bearing No.2/SPL/RG/Misc. of Hon'ble Punjab and
Haryana High Court and order of learned District & Sessions Judge,
Gurdaspur, bearing endorsement No.12789-94/P2C dated
28/08/2020.

2. Upon notice, learned Additional P.P. appeared on behalf
of respondent-state. Police record was also requisitioned and perused.

3. Petitioner Buta Ram has filed the present bail application

with the averments that marriage of his son Vijay Kumar was solemnized with Pooja about eight years back. Vijay Kumar and his wife Pooja are not under his control and he has disinherited them vide publication in newspaper and even he has filed a suit for permanent injunction against Pooja. Now Vijay Kumar is residing abroad and Pooja, in connivance with her brother and brother-in-law, has moved false and frivolous complaint against the petitioner and his wife at Police Station Kotli Surat Mallian. The petitioner is apprehending his arrest, as such, he moved present application.

4. I have heard learned counsel for petitioner as well as of learned Additional Public Prosecutor for State and perused the record.

5. Today, ASI Harjinder Singh No.2087/Btl, of Police Station Kotli Surat Malhi, appeared and suffered statement that neither any complaint is pending nor any FIR has been registered against the petitioner in Police Station Kotli Surat Malhi, till date. Above statement shows that this bail application is not maintainable because no FIR has been registered against the petitioner so far, as such, the present bail petition is hereby dismissed being infructuous. Record of present bail application be consigned to the record room.

Pronounced
Dated:29/08/2020.

Rajinder Singh, Stenographer-I

(Jaswinder Singh)
Addl.Sessions Judge,
Gurdaspur(Duty).