

CNR No:PBSG01-007582-2025

BA/3084/2025

Baldev Krishan vs. State of Punjab

Present: Sh.Harpreet Singh, Advocate, for applicant.
Shri Munish Singla, Addl. Public Prosecutor for the State
assisted by ASI Gursewak Singh.

ORDER:

This order of mine shall dispose of first bail application under Section 482 BNSS, filed by applicant Baldev Krishan, for grant of blanket bail.

2. Ld. Counsel for applicant has submitted that applicant has not committed any offence, but the DSP, Sunam and SHO/IO, P.S. City Sunam are harassing the applicant and want to implicate him in some false case and the police is continuously raiding the house of applicant. Applicant apprehends his arrest. Applicant is ready to join investigation. He has prayed for the acceptance of the bail application.

3. On the other hand, Ld. Additional Public Prosecutor for State assisted by ASI Gursewak Singh has opposed the bail application contending that as per report received from DSP, Sub Division, Sunam, an application filed by Prem Singh through Hardeep Singh is received against Deep Singh, Ravi @ Bogar and others, alleging that they have cheated the complainant for a sum of 7 lacs on the pretext of sending son of the complainant abroad and inquiry of said application is pending. Ld. Addl. Public Prosecutor for the State has further submitted that said application is pending, but no FIR has been registered. Hence, present bail

application is not maintainable. He has also argued that no blanket order should be passed under Section 482 BNSS.

4. I have heard and considered the submissions advanced by both the sides.

5. Section 482 BNSS is a procedural provision concerned with personal liberty of an individual, who is entitled to plead innocence but in the present case on the date of application, applicant Baldev Krishan has not been arrayed as accused as no FIR has been registered against him. Mere fear is no belief and vague apprehension of arrest is not enough. A belief is founded on reasonable ground only if there is something tangible to go by on the basis of which it can be said that applicant's apprehension regarding his arrest is genuine.

6. It is trite law that no blanket order should be passed under Section 482 BNSS to prevent the accused from being arrested when there is no crime registered against him/her. The procedure to be adopted is to direct the investigating agency to comply with the requirement under BNSS before effecting the arrest of accused, so as to enable him to exhaust the remedy under Section 482 BNSS. In **State of Kerala Vs. Ansar M.C., CrI. M.C. No.4051 of 2020 (F)**, decided by Hon'ble Kerala High Court on 21.10.2020, it has been observed when no crime was registered against the first respondent, it is not permissible to grant anticipatory bail, on the reason that it would act as a blanket as against all sort of accusations which may arise in future against the said person. No blanket

order should be passed under Section 438 Cr.P.C. to prevent the accused from being arrested when there is no crime registered against him.

7. When, there is no FIR registered against applicant, no relief can be granted invoking powers under Section 482 BNSS. In view of the report received from DSP, Sub Division, Sunam and in view of the cited case law, this bail application stands dismissed, having been rendered infructuous. Bail application be consigned to the record room.

**Pronounced in open Court.
September 01, 2025**

**(Sanjeeta),
Addl. Sessions Judge,
Sangrur (UID-PB0177)**

Rajinder Singh,
Stenographer-I