

***In the court of Bishan Saroop,
Addl. Sessions Judge, Tarn Taran
(UID No. PB0449)***

1.

*CNR no. PB01000663/2019
BA No.67 dated 25.01.2019
Regd. No. BA/275/2019
Date of Decision : 07.02.2019*

Ram Singh aged about 46 years son of Raghbir Singh resident of village
Noordi khurd Tehsil and District Tarn Taran.

-----Applicant.

Versus

State of Punjab

2.

*CNR no. PB01000662/2019
BA No.68 dated 25.01.2019
Regd. No. BA/274/2019
Date of Decision : 07.02.2019*

Judge Singh aged about 35 years son of Bura Singh resident of village
Noordi khurd Tehsil and District Tarn Taran.

-----Applicant.

Versus

State of Punjab

3.

*CNR no. PB01000661/2019
BA No.69 dated 25.01.2019
Regd. No. BA/272/2019
Date of Decision : 07.02.2019*

Robindeep Singh aged about 23 years son of Pargat Singh resident of
village Noordi khurd Tehsil and District Tarn Taran.

-----Applicant.

Versus

Bishan Saroop(PB0449)
ASJ/TT 07.02.2019

State of Punjab

4.

*CNR no. PB01000660/2019
BA No.70 dated 25.01.2019
Regd. No. BA/273/2019
Date of Decision : 07.02.2019*

Kabal Singh aged about 38 years son of Atma Singh resident of village Noordi khurd Tehsil and District Tarn Taran.

-----Applicant.

Versus

State of Punjab

5.

*CNR no. PB01000664/2019
BA No.71 dated 25.01.2019
Regd. No. BA/270/2019
Date of Decision : 07.02.2019*

Satnam Singh aged about 43 years son of Kashmir Singh resident of village Noordi khurd Tehsil and District Tarn Taran.

-----Applicant.

Versus

State of Punjab

6.

*CNR no. PB01000659/2019
BA No.72 dated 25.01.2019
Regd. No. BA/269/2019
Date of Decision : 07.02.2019*

Ranjit Singh aged about 27 years son of Gurbhej Singh resident of village Noordi khurd Tehsil and District Tarn Taran.

-----Applicant.

Versus

State of Punjab

FIR No. 13/16.01.2019, under Sections 323, 324, 336, 148, 149, IPC and 25-27-54-59 Arms Act, registered at P.S. City, Tarn Taran.

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Present -For the applicants/accused Mr. M.S Thukral, Adv.

For the State : Mr. Gurinderbir Singh, Addl. P.P.

BAIL ORDER

Vide this common order, I shall dispose of all the applications for bail, particulars of which are giving herein above, preferred by aforesaid applicants U/s 438 of Cr.P.C. in case bearing FIR No. 13/16.01.2019, under Sections 323, 336 324, 148, 149, IPC and 25-27-54-59 Arms Act, registered at P.S. City, Tarn Taran.

2) In pursuance of notice of this application having been issued, Additional Public Prosecutor Mr. Gurinderbir Singh, for the State has put in appearance and police record has also been produced.

3) Learned counsels Mr. M.S Thukral, Adv appearing on behalf of the applicants submits that a false criminal case has got been registered against the petitioners by the police. Nothing has been recovered from the possession of accused/applicants and the alleged recovery is false. The applicants shall make themselves available for investigation by the police as and when required. The applicants shall not abscond nor temper with the prosecution evidence. With these submissions, he prayed for granting anticipatory bail to the applicant.

4) Per contra, learned Additional Public Prosecutor Mr. Gurinderbir Singh, for the State has hotly opposed the submissions of learned counsel for the applicants. As such, the investigation is at the

initial stage and applicants are required for custodial interrogation and present application be dismissed.

5) I have considered the rival submissions of learned counsels for the parties, besides perusing the record. While hearing the bail applications, it is well settled that Court is not required to appreciate and scrutinize the evidence in detail. However, for deciding such applications, nature of offence, manner in which it is alleged to have been committed, role attributed and also other circumstances are required to be considered.

6) Apart from the aforesaid, when the totality of the facts which are before the court are taken glance of, coupled with due assistance rendered and the ratio decidendi laid down by the constitutional bench of the Hon'ble Apex Court in **Gurbax Singh Sibia Versus State of Punjab,1980(2)Supreme Court cases 565** wherein it has been made abundantly clear that while deciding the applications U/s 438 of Cr.P.C that the court has to strike the balance between the liberty of the citizens and interest of general public at large, the court is of the considered opinion that the custodial interrogation of the applicants are not at all required in the present case.

7) Having gone through the contents of the complaint filed by the complainant, and considering the guidelines, with regard to grant of anticipatory bail, I am of the view that the present applications deserves to be allowed. Accordingly, applications are hereby, allowed, and in the event of their arrest, applicant, enumerated above, is ordered to be released on bail on their furnishing bail bonds in the sum of Rs.50,000/- with one surety in the like sum each to the satisfaction of IO/SHO of PS City, Tarn Taran subject to the conditions that the applicant not to obstruct

or hamper the investigation or not to play mischief with the evidence collected or yet to be collected by the police and not directly and indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to disobey from disclosing such facts to the court or any police officer. Police record be returned. One copy of this order be attached with BA no.68 dated 25.01.2019 titled as Judge Singh VS State, BA no.69 dated 25.01.2019 titled as Robindeep Singh VS State, BA no.70 dated 25.01.2019 titled as Kabal Singh VS State, BA no.71 dated 25.01.2019 titled as Satnam Singh VS State of Pb, BA no.72 dated 25.01.2019 titled as Ranjit Singh VS State. Papers be consigned to the record room.

Pronounced on : 07.2.2019.

Aman Dhiman Stenographer Gr.III

(Bishan Saroop)
(UID No. PB 0449)
Addl. Sessions Judge,
Tarn Taran.

BA/275/2019

Ram Singh Vs State of Pb.

Present - For the applicant/accused : Mr. M.S Thukral, Adv.

For the State : Mr. Gurinderbir Singh, Addl. P.P.

An application for amendment in the bail application has been filed by the Id. Counsel for the applicant in which he submitted that in the para no.2 of bail application the cross case rapat registered against the complainant party which is actually u/s 323, 506, 427, 148, 149 IPC and 25-27 of Arms Act but due to the typographical mistake it has been mentioned as u/s 326, 336, 324, 323 IPC and 25-27 of Arms Act as such, the same may kindly be corrected and the offence under section 336 be added in the heading of the bail application. In view of the submissions made by the Id. Counsel for the applicant, the same is allowed. The offence under section 336 IPC added in the bail application and papers be attached with the main file.

Police record has been produced. Arguments heard and vide my separate detailed order of even date, the instant application filed U/s 438 Cr.P.C. is allowed, as detailed therein. Police record be returned. Papers be consigned to the record room.

Pronounced on : 07.02.2019

Aman Dhiman Stenographer Gr.II

(Bishan Saroop)
(UID No. PB 0449)
Addl. Sessions Judge,
Tarn Taran.

BA/274/2019

Judge Singh Vs State of Pb.

Present - For the applicant/accused : Mr. M.S Thukral, Adv.

For the State : Mr. Gurinderbir Singh, Addl. P.P.

An application for amendment in the bail application has been filed by the Id. Counsel for the applicant in which he submitted that in the para no.2 of bail application the cross case rapat registered against the complainant party which is actually u/s 323, 506, 427, 148, 149 IPC and 25-27 of Arms Act but due to the typographical mistake it has been mentioned as u/s 326, 336, 324, 323 IPC and 25-27 of Arms Act as such, the same may kindly be corrected and the offence under section 336 be added in the heading of the bail application. In view of the submissions made by the Id. Counsel for the applicant, the same is allowed. The offence under section 336 IPC added in the bail application and papers be attached with the main file.

Police record has been produced. Arguments heard and vide my separate detailed order of even date, the instant application filed U/s 438 Cr.P.C. is allowed, as detailed therein. Police record be returned. Papers be consigned to the record room.

Pronounced on : 07.02.2019

Aman Dhiman Stenographer Gr.II

(Bishan Saroop)
(UID No. PB 0449)
Addl. Sessions Judge,
Tarn Taran.

BA/272/2019

Robindeep Singh Vs State of Pb.

Present - For the applicant/accused : Mr. M.S Thukral, Adv.

For the State : Mr. Gurinderbir Singh, Addl. P.P.

An application for amendment in the bail application has been filed by the Id. Counsel for the applicant in which he submitted that in the para no.2 of bail application the cross case rapat registered against the complainant party which is actually u/s 323, 506, 427, 148, 149 IPC and 25-27 of Arms Act but due to the typographical mistake it has been mentioned as u/s 326, 336, 324, 323 IPC and 25-27 of Arms Act as such, the same may kindly be corrected and the offence under section 336 be added in the heading of the bail application. In view of the submissions made by the Id. Counsel for the applicant, the same is allowed. The offence under section 336 IPC added in the bail application and papers be attached with the main file.

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Pronounced on : 07.02.2019

Aman Dhiman Stenographer Gr.II

(Bishan Saroop)
(UID No. PB 0449)
Addl. Sessions Judge,
Tarn Taran.

BA/273/2019

Kabal Singh Vs State of Pb.

Present - For the applicant/accused : Mr. M.S Thukral, Adv.

For the State : Mr. Gurinderbir Singh, Addl. P.P.

An application for amendment in the bail application has been filed by the Id. Counsel for the applicant in which he submitted that in the para no.2 of bail application the cross case rapat registered against the complainant party which is actually u/s 323, 506, 427, 148, 149 IPC and 25-27 of Arms Act but due to the typographical mistake it has been mentioned as u/s 326, 336, 324, 323 IPC and 25-27 of Arms Act as such, the same may kindly be corrected and the offence under section 336 be added in the heading of the bail application. In view of the submissions made by the Id. Counsel for the applicant, the same is allowed. The offence under section 336 IPC added in the bail application and papers be attached with the main file.

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Pronounced on : 07.02.2019

Aman Dhiman Stenographer Gr.II

(Bishan Saroop)
(UID No. PB 0449)
Addl. Sessions Judge,
Tarn Taran.

BA/270/2019

Satnam Singh Vs State of Pb.

Present - For the applicant/accused : Mr. M.S Thukral, Adv.

For the State : Mr. Gurinderbir Singh, Addl. P.P.

An application for amendment in the bail application has been filed by the Id. Counsel for the applicant in which he submitted that in the para no.2 of bail application the cross case rapat registered against the complainant party which is actually u/s 323, 506, 427, 148, 149 IPC and 25-27 of Arms Act but due to the typographical mistake it has been mentioned as u/s 326, 336, 324, 323 IPC and 25-27 of Arms Act as such, the same may kindly be corrected and the offence under section 336 be added in the heading of the bail application. In view of the submissions made by the Id. Counsel for the applicant, the same is allowed. The offence under section 336 IPC added in the bail application and papers be attached with the main file.

Police record has been produced. Arguments heard and vide my separate detailed order of even date, the instant application filed U/s 438 Cr.P.C. is allowed, as detailed therein. Police record be returned. Papers be consigned to the record room.

Pronounced on : 07.02.2019

(Bishan Saroop)
(UID No. PB 0449)
Addl. Sessions Judge,
Tarn Taran.

Aman Dhiman Stenographer Gr.II

BA/269/2019

Ranjit Singh Vs State of Pb.

Present - For the applicant/accused : Mr. M.S Thukral, Adv.

For the State : Mr. Gurinderbir Singh, Addl. P.P.

An application for amendment in the bail application has been filed by the Id. Counsel for the applicant in which he submitted that in the para no.2 of bail application the cross case rapat registered against the complainant party which is actually u/s 323, 506, 427, 148, 149 IPC and 25-27 of Arms Act but due to the typographical mistake it has been mentioned as u/s 326, 336, 324, 323 IPC and 25-27 of Arms Act as such, the same may kindly be corrected and the offence under section 336 be added in the heading of the bail application. In view of the submissions made by the Id. Counsel for the applicant, the same is allowed. The offence under section 336 IPC added in the bail application and papers be attached with the main file.

Police record has been produced. Arguments heard and vide my separate detailed order of even date, the instant application filed U/s 438 Cr.P.C. is allowed, as detailed therein. Police record be returned. Papers be consigned to the record room.

Pronounced on : 07.02.2019

(Bishan Saroop)
(UID No. PB 0449)
Addl. Sessions Judge,
Tarn Taran.

Aman Dhiman Stenographer Gr.II