

**IN THE COURT OF MS. JATINDER KAUR,
SESSIONS JUDGE, FAZILKA (UID No. PB0062).**

CIS NO. BA/1057/2023.

Date of Instt: 19.05.2023.

CNR No. PBFZC0-002863-2023.

DATE OF ORDER: 24.05.2023.

Jagdish aged 59 years son of Prem Singh resident of village Tillanwali,
Tehsil and District Fazilka.

--Applicant-accused.

Versus

State of Punjab

– Respondent.

Application for bail u/s 438 (i) Cr.P.C. in FIR no. 09 dated
08.01.2020 under section 174-A IPC, P.S. City-I, Fazilka.

Present: Shri Ramesh Dhaka Advocate counsel for applicant.
Shri Wazir Kamboj, Addl. PP for the State.

ORDER

This order of mine shall dispose of present bail application U/S
438 (1) Cr.P.C. moved by the above named applicant-accused in the above
noted FIR on the allegations that a complaint case titled as ‘Punjab National
Bank Vs Jagdish’ was pending in the Court of Sh. Pradeep Synghal, Judicial
Magistrate Ist Class, Abohar, vide which, the applicant was declared as
‘Proclaimed Person’ vide order dated 04.11.2019 with the directions to the
concerned SHO to make an entry in the relevant register. Now, police has
started searching the applicant. Hence, the present anticipatory bail
application.

2. Notice of the bail application was given to the State. Learned
Addl. Public Prosecution appeared on behalf of the State and contested the
same.

3. I have heard the learned counsel for the accused-applicant,
learned Addl. Public Prosecutor for the State and also perused the police file.

4. The learned counsel for the applicant-accused contended that the

learned Trial court vide order dated 04.11.2019 had declared the applicant as Proclaimed Person. The police is raiding his house to arrest him. No offence has been committed by the applicant-accused. The applicant is ready to face trial before the learned Trial court. The learned counsel for applicant-accused has thus, prayed for acceptance of the present anticipatory bail application.

On the other hand, learned Addl. PP for State has contested the bail application by arguing that the accused has committed serious offence. As such, the accused be not granted interim bail.

5. This court has heard the contentions raised by learned Addl. PP for the State, learned counsel for applicant-accused and gone through the case file.

6. Perusal of the copy of G.D. No. 22 dated 02.03.2020 annexed with the bail application reveals that name of applicant Jagdish was nominated on the basis of letter No. 840 dated 15.11.2019 received from the court of Sh. Pradeep Synghal, the then JMIC Fazilka and the present FIR is outcome of the proceedings under Section 138 of the Negotiable Instrument Act.

7. Considering the facts and allegations levelled against the accused-applicant and keeping in view the fact that since the applicant is ready to join the investigation and cooperate with the investigating agency, the applicant is directed to join the investigation within 02 days and it is also clarified that in the event of arrest, the applicant shall be released on bail to the satisfaction of Arresting/Investigating Officer. Compliance report in this regard be awaited till 26.05.2023. Sd/-

Dated: 24.05.2023.

(Bhola Shankar)
Stenographer Gr. I

(Jatinder Kaur),
Sessions Judge,
Fazilka (UID No. PB0062)