

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

Case Type	Bail Application
Registration Number	1041 Date of Registration : 11.04.2025
CNR Number	PBSG01-002857-2025
Date of Decision	16.04.2025

1. Sukhdev Singh son of Kartar Singh aged 52 years;
2. Angrej Kaur wife of Sukhdev Singh, both residents of House no. 114,
Haripura Road Near Sarvhitkari School, Sangrur, Tehsil and District
Sangrur.

...Applicants/accused

Versus

State of Punjab

...Respondent

Application Under Section 482 of BNSS.

FIR No. NIL dated NIL.
Under Section NIL.
Police Station Sadar Sangrur.

Present: Sh. Bikramjeet Singh Khattrra, Advocate for applicants/
accused.
Sh. Navdeep Goyal, Additional Public Prosecutor for the
State.

ORDER

1. This application for grant of anticipatory bail has been filed
on behalf of applicants/accused to seek blanket anticipatory bail.
2. In pursuance of notice of the application having been issued,
the learned Additional Public Prosecutor for the respondent-State has put
in appearance. ASI Pushpinder Singh, number 1944/Sangrur has appeared
and stated that neither any FIR has been registered against the applicants/

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accused nor any complaint is pending against them. They are not required for investigation in any case.

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

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

4. The learned counsel for the applicants/accused has submitted that registration of FIR is not a sine-qua-non to exercise the power under section 482 of BNSS and likelihood of arrest founded on reasonable belief can exist if an FIR is not yet registered. Applicants have reasonable apprehension regarding their arrest by the police of Police Station Sadar Sangrur in some non-bailable offences at the instance of Darshan Singh.

Arguments advanced by Learned Public Prosecutor for the State:

5. On the other hand, learned Additional Public Prosecutor for the State has strongly opposed the bail application on the ground that applicants/accused are not required in any case as no FIR till date stands registered against the applicant/accused. ASI Pushpinder Singh from the concerned police station also has got recorded his statement to this effect affirming that neither any FIR has been registered against the applicants/accused nor any complaint is pending against them. It is, therefore, submitted that applicants are not entitled for blanket anticipatory bail as their apprehension is totally misconceived and unwarranted.

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Findings:

6. After giving my thoughtful consideration to the rival submissions and on careful perusal of the averments put in the application, perusal of the record, coupled with the assistance rendered, it is pertinent to make mention that the totality of the facts and circumstances of the case when perused in the light of the law laid down by the Constitution Bench of Hon'ble Supreme Court of India in **Gurbaksh Singh Sibbia vs. State of Punjab 1980 (2) SCC 565** together with findings of Hon'ble Supreme Court in **Dhanraj Aswani vs. Amar S. Mulchandani 2024(4) RCR (Cri) 301** this court is of the considered view that the applicants cannot be accorded blanket anticipatory bail, as no FIR has been registered against them as on date. The application is nothing but an abuse of the process of law. As per the statement recorded by ASI Pushpinder Singh till date applicants are not required in any case FIR registered so far against them nor any complaint is pending against them. Since applicants are not required by the police of said police station in any case, FIR or complaint as of today, the apprehension of applicants is totally misconceived, ill-founded and unwarranted. Bail application has become infructuous and is dismissed as such. Bail application file be consigned to the record room.

Announced: 16.04.2025

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Sapna, Stenographer Grade-I.

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