

**In the Court of Jaspinder Singh(UID No. PB0148),
Additional Sessions Judge, Amritsar.**

CNR No: PBAS010082972019.

Registration No: BA/1039/2019.

Instituted on: 20.02.2019.

Date of order: 27.02.2019.

State Versus Harpreet Singh @ Ajay Takla s/o Satnam Singh r/o
village Raipur Kalan, Amritsar.

.....Accused/applicant.

FIR No: 8 dated 12.01.2019.

Under Section: 307,148,149 of IPC and 25/27/54/59-A of
Arms Act.

Police Station: Jandiala, Amritsar.

Present:- Sh.Amandeep Singh,Advocate, for the applicant-
accused.

Mrs.Anju Sharma,Addl.P.P for the State.

ORDER:

1. This order of mine shall dispose of Ist bail application u/s.439
of Cr.P.C filed by applicant-accused.

2. The applicant/accused has filed the present bail application on
the averments that he is innocent and has been falsely implicated. No such
occurrence took place as mentioned in the FIR. The applicant was not
present at the place of occurrence. No attribution has been contributed to
applicant. Applicant is in custody since 26.1.2019. Moreover complainant
Gagandepe Singh had suffered an attested affidavit before the executive
magistrate that applicant was not present at the spot on the date of alleged
occurrence and he has no objection if he is granted bail. Even the
complainant is ready to suffer a statement to this effect. No useful purpose
would be served by keeping the applicant behind bar as the conclusion of

trial will take long time. Hence this bail application.

3. Upon notice issued to State, Ld.Addl.PP for the State has appeared. ASI Karnail Singh has come present alongwith record.

4. I have heard ld.counsel for the applicant and Addl.PP for the State and gone through the file very carefully.

5. In this case the applicant was arrested on 26.1.2019 and since then he is in custody. Perusal of FIR reveals that allegations against applicant are that he was alongwith accused Bhola Singh, who fired from his pistol and fire hit complainant Gagandeep Singh on the thigh as well as right knee. Even lalkara has not been attributed to Ajay Takla. He was only came at the spot alongwith Bhola Singh. Thus nothing is to be recovered from applicant. His custodial interrogation is not required. Challan is yet to be filed. The presentation of challan and conclusion of the trial will take long time and investigation is yet to be completed. Thus, no useful purpose will be served by keeping the applicant-accused behind bars for indefinite period. Hence, present bail application is allowed and applicant-accused is admitted to bail subject to his furnishing personal bail bond in the sum of Rs.75,000/- with one surety in the like amount to the satisfaction of ld.Illaqa/Duty Magistrate and further subject to following terms and conditions:-

1. That accused/applicant shall appear in the court on each and every date of hearing;
2. Accused/applicant will not tamper with the prosecution evidence;
3. Accused/applicant will not leave the country without prior permission of the court.

3

Police record be returned forthwith. Bail application file be
consigned to record room.

Pronounced in open Court.
27.02.2019.

(Jaspinder Singh),
Additional Sessions Judge,
Amritsar.
UID No. PB0148.

Sanjeev Kumar,
Stenographer Gr.II.