

**IN THE COURT OF 3rd ADDITIONAL SESSIONS JUDGE,
SRINAGAR**

Anticipatory bail No.1148/2022
Date of Institution:- 06.10.2022
Date of order 06.10.2022
CNR No:JKSG010030602022

In the case of: 1.Arshid Ahmad Mir
S/o Ghulam Hussain Mir
R/o Kadipora , Budgam
2.Manzoor Ahmad Wani
S/o Ali Mohammad Wani
R/o Poonch Gund, Badgam

... petitioner(s)

Through :- Mr. Javaid Ahmad Bhat, Advocate

Versus

Union Territory of J&K through
SHO P/S Safakadal Srinagar

... Respondent.

Through:- Addl. Public Prosecutor.

In the matter of :

Petition for the grant of bail in anticipation of arrest in
favour of the petitioner.

Coram: *Sudhir Kumar Khajuria* *JO Code: JK00096*

O R D E R

1. The instant anticipatory bail has been assigned to this Court by Learned Pr. Sessions Judge, Srinagar for disposal under law. The petitioners are seeking grant of pre-arrest bail on the grounds interalia that petitioners have apprehension that respondent may implicate them in some false case. Finally, prayed that the petitioners be granted in anticipation of arrest.
2. Heard learned counsel for the petitioners and perused the petition.
3. Having regard as to what is stated in the petition, it can be

gathered that the apprehension of the petitioners qua their arrest is reasonable. Accordingly, a copy of the petition is provided to the learned APP for submission of report in light of the application as also the objections, if any. In the meantime it is, hereby, ordered that the petitioners in the event of their arrest, be admitted to interim anticipatory bail, till next date of hearing provided they furnish surety bonds to the tune of Rs.50,000/- each along with personal recognizance bond in like amount, subject to the following conditions:-

- I) That the petitioners shall make themselves available for lawful interrogation by IO as and when required;
- ii) That petitioners shall not, directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade them from disclosing such facts to the court or to any police officer/IO;
- iii) That the petitioners shall not leave the territorial limits of the UT of J&K without previous permission of this Court;

4. However, it is made clear that this order shall not debar the investigating agency from proceeding against petitioners in accordance with the law, in case accusation against them relates to any offence/s carrying punishment for more than **05 (five) years** or is triable by Special Judge/Designated Court or falls within the ambit and scope of NDPS Act/Forest Act or such offence relates to LAWDA. Further this order shall not extend in offences U/Ss 188, 304-B, 326-A, 363, 370, 376, 109, 376-A, 376-C, 376-D, 376-DB, 376-E of IPC and the offences under POCSO Act or the offence is against child. Copy be send to SHO Police Station concerned for compliance.

5. Put up for police report and objections on **17.10.2022.**

**Announced:
06.10.2022**

**(Sudhir Kumar Khajuria)
3rd Addl. Sessions Judge,
Srinagar**

