

**In the court of Sh. Vijay Kumar,
Additional Sessions Judge, Fazilka.
(UID No. PB-0154)**

	BA/1371/2019. CNR No. PBFZC0-0028592019. Date of Decision:-13/07/2019.
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Balkaan Singh aged 66 years son of Gobind Singh resident of Village Tahliwala Jattan village Arniwala Tehsil & District Fazilka.

.....Applicant-accused.

Versus

State of Punjab

... Respondent.

FIR No.163 dated 29.09.2019.
U/s 307 IPC & 27/59 Arms Act.
Police Station: Arniwala.

[Bail application U/s 438(1) of Cr.P.C.]

Present: Shri S.K.Kamboj, Adv., counsel for applicant/accused.
Shri Wazir Kamboj, Addl.PP for the State assisted by
Shri Manish Sharma, Advocate counsel for complainant.

ORDER:

Balkaran Singh had filed the present bail application in FIR No.163 dated 29.09.2019 registered at police station, Arniwala under section 307 IPC & 27/59 Arms Act, for releasing him on bail.

2. Brief facts of the bail application are that a false case has been registered against the applicant. Applicant further stated that he has not committed any offence. Applicant further stated that he is ready to abide by all the terms and conditions to be imposed by this court. Hence, prayed that he be admitted to bail.

3. Upon notice Learned Addl. PP appeared on behalf of State and contested the bail application. Learned Addl. PP argued that applicant and others fired from the .315 bore gun on the person of complainant with the intention to kill him. Hence, prayed for dismissal of the bail application.

4. I have heard learned counsel for the applicant/accused, APP for the State and have carefully gone through the records of the case.

5. Present FIR No.163 dated 29.09.2019 was registered at police Station Arniwala under Section 307 IPC & 27/59 Arms Act. Present case was registered against accused-applicant and others on the ground that on 26.09.2019 at about 11:30 AM in the area of village Tahliwala Jattan P.S. Arniwala, applicant-accused and others fired from the .315 bore gun on the person of complainant. Learned counsel for the accused stated that other accused had taken the gun of applicant, so only offence under Arms Act is made out against the applicant-accused, but learned Addl. PP stated that accused Balkaran Singh had also connived with other accused. Prosecution stated that applicant-accused Balkaran Singh and others fired on the complainant with the intention to kill him. So, there are serious allegations against the applicant-accused that he alongwith others caused a fire arm injury on the person of complainant with intention to kill him. So, seeing the gravity of offence, the accused-applicant is not entitled to anticipatory bail. Accordingly, bail application filed on behalf of applicant/accused is dismissed. Police Record be returned and bail application papers be consigned to Record Room.

Pronounced in open court.
Dt. 13.07.2020.

'Vinay Kumar', Steno-I

(Vijay Kumar)
Addl. Sessions Judge,
Fazilka.UID No: PB0154