

IN THE COURT OF SH.K.K.SINGLA
ADDL. SESSIONS JUDGE,SANGRUR

Bail application No. 209 of 8.9.2016
Computer ID no. 1955 of 2016
Decided on 14.9.2016

Hardawinder Singh alias Kala Kabadi aged about 28 years son of Sikander
Singh son of Kaur Singh resident of village Gagowal Tehsil and District
Mansa.

.....Accused/applicant

Versus

State of Punjab

FIR No. 43 of 13.6.2016
U/s 399/402 IPC.
P.S. Cheema

Application under Section 438 Cr.P.C

Present: Sh. Randeep Sharma Adv. Counsel for applicant/accused
Sh. Hussan Bansal, Addl. PP for the State

Order

This order of mine will dispose of application for anticipatory bail moved
by applicant Hardawinder Singh alias Kala Kabadi in FIR No. 43 of
13.6.2016,U/s 399 and 402 IPC registered at Police Station Cheema.

2. Notice of this application was given to the State.
3. Shri Hussan Bansal learned Addl. PP put his appearance on
behalf of State.

K.K. Singla,
Additional Sessions Judge,
Sangrur 14.9.2016

4. Brief facts of the case of the prosecution is that secret information was received that the applicant along with other accused were armed with deadly weapons and they were preparing to commit dacoity in a bank, wine shop, petrol pump etc.

5. Arguments heard.

6. Contention of Shri Randeep Sharma Advocate counsel for the accused- applicant is that accused- applicant was not arrested at the spot. No recovery is going to be effected from accused- applicant. Co-accused has already granted benefit of bail. Accused- applicant is ready to join the investigation. Thus, his prayer is that anticipatory bail application be allowed.

7. On the other hand contention of Mr. Husan Bansal, Addl. PP for the State is that allegations against the accused- applicant are very serious. FIR has been registered by name against the accused- applicant and others. Prior to this case, two cases i.e. FIR No.42 of 2014 under section 308/325,/148.149 IPV Police Station Budhlada and FIR No.89/2012 under section 307,323,324 IPC Police Station Sadar, Mansa has been registered against the accused- applicant. The accused- applicant is required by the investigating agency. Thus, he prays for dismissal of application.

7. Submission has been considered and file has been minutely perused by this court.

8. Allegations against the accused – applicant are very serious. Allegations are that they constituted assembly for the purpose of

committing dacoity and they were also making preparation to commit dacoity. Mere because of this reason, that accused was successful in slipping away by seeing the police party accused- applicant can not be given benefit of anticipatory bail.

9 Facts and circumstances of the case are such that custodial interrogation of accused- applicant is very much necessary.

10. Thus, application moved by accused- applicant for anticipatory bail is devoid of any merits and same stands dismissed.

11. File be consigned to the record room.

Pronounced:
14.9.2016

(K.K.Singla)
Addl. Sessions Judge
Sangrur