

**IN THE COURT OF SH. SANDEEP S. JOSSAN (PB0150)
ADDITIONAL SESSIONS JUDGE, FAZILKA.**

**BA No. 2342 dated 03.12.2019
CNR No.PBFZC0-006318-2019
Decided on :- 06.12.2019**

Sajjan Kumar, aged 40 years, son of Lal Chand, resident of village
Sayad Wala, Tehsil Abohar, District Fazilka.

Versus

. . . Accused/applicant.

State of Punjab.

. . . Respondent.

FIR No. 39 dated 04.06.2018 U/s :- 341/379/506 of IPC. P.S. Sadar, Abohar.
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Bail application U/s 438 Cr.P.C.

Present: Ms. Jasmine Bishnoi, cl for the applicant.
Addl. PP for the State.

ORDER

1. This order disposes off bail application of accused described in detail herein above.
2. Accusations leading to the registration of this FIR is that complainant is working as driver on Canter No. PB-05Q-9862. On 01.06.2018 after loading 210 bags of Onion from Rajasthan he was

going to Rajpura, District Patiala. At that time, his cleaner Kuldeep Kumar was also with him. On 02.06.2018 when he was crossing Ganganagar Abohar bus stand at about 11.00 at night, there was a gathering of 25-30 persons who stopped him and complainant parked his Canter on the road side. Accused demanded the keys of Canter but complainant refused to hand over the keys. Accused Bhupinder Kumawat alongwith 3-4 accused dragged complainant and his cleaner Kuldeep Kumar from the Canter. In this reshuffle complainant also lost Rs.10,000/-. Thereafter, when complainant made a search in his Canter he came to know that out of 210 bags, 170 bags were stolen.

3. It is urged on behalf of the accused/ applicant that accused is altogether innocent and has been falsely implicated. The accused has not committed any offence as alleged in the FIR.

4. The bail application has been opposed.

5. After hearing the learned counsel for the parties and going through the records of the case, it came out that accused committed a serious offence. So keeping in view the material facts of the case, nature of crime, gravity of offence and the manner in which it is alleged to have been committed, I find that extra ordinary relief of anticipatory bail is not to be extended in such like cases and it would

not only hamper the investigations but would also send a wrong signal to the society. Resultantly, application is found to be without merit and is dismissed.

Before parting with this order, let it be clear that all said and observed herein before is only for the purpose of deciding the application in hand shall not have any effect upon the merits or ultimate out come of the case.

File to be consigned to the record room.

-Sd/-

Pronounced. Dated: - 06.12.2019	Sandeep S. Jossan PB0150 Additional Sessions Judge, Fazilka.
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typed by Sunil Kumar,
Stenographer Gr-1