

Sukha etc. Vs. Sundra Rani
BA No. 1857 of 2018
PBFZ010048102018

Present: Sh. Tirath Singh Jattana Advocate, counsel for the applicants
Sukha alias Baldev Singh, Sharma alias Sharma Singh and
Jaggi alias Jatinder Singh.

Bail application received by entrustment. It be checked and registered. Heard. Copy of the summoning order dated 07.04.2018 passed by the court of Ms. Kamal Varinder JMIC, Guruharsahai filed with the bail application shows that the respondent/complainant Sundra Bai filed a complaint bearing CIS No. COMI/244/2014 against the applicants and others for offences punishable under sections 452, 376-D, 354, 406, 148, 149 IPC, P.S. Guruharsahai. However, after appraisal of the preliminary evidence, the above referred court summoned the applicants for offences punishable under section 452, 354, 406, 148, 149 IPC. The applicants were not summoned for the other offences. The documents filed with the bail application show that earlier on the same allegations, FIR No. 72 of 19.04.2014 was registered with P.S. Guruharsahai on statement of the respondent/ complainant under section 376/34 of IPC but the said FIR was cancelled.

As the applicants have been summoned in a complaint case for offences punishable under section 452, 354, 406, 148, 149 IPC, so their custodial investigation is not required. They are directed to surrender before the aforesaid court/Duty Magistrate, Guruharsahai within 7 days

from today and on their doing so, they would be admitted to interim bail by the said learned court, subject to its satisfaction, with the condition that the applicants would not leave India without prior permission of the concerned trial court. Notice of the bail application to the respondent/complainant be issued for 07.09.2018. Copy of the surrender order be also produced on the said date. For the removal of any doubt, it is made clear that this bail order is restricted to the offences punishable under section 452, 354, 406, 148, 149 IPC for which the applicants have been summoned. In case at any subsequent stage, during trial, any other offence/offences are added/enhanced, the applicants would have to move the court afresh for seeking the bail qua the said offence/offences.

Announced in open court.

Date of order: 28.08.2018.
Pritpal Singh
Next date of hearing: 07.09.2018
Purpose:

Sd/-
(Gurnam Singh-II)
Additional Sessions Judge,
Ferozepur.
(UID: PB0094)