

CNR No. PBGD01-005395-2025

CIS No. PBA-2331-2025

Malkit Singh Versus State of Punjab & Ors.

FIR No. Nil dated Nil
Under Section : Not known.
Police Station : City Batala.

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Application under Section 482 BNSS

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Present: Shri Harpal Singh Gill, Advocate for the applicant Tek Ram.
Shri Vikram Kashyap, Ld. Addl. PP for the State.

ORDER

Bail application file put up before me being Duty officer as Ld. Presiding officer is availing joining time w.e.f. 02.06.2025 to 06.06.2025.

2. Vide instant order, this court shall dispose off the bail application filed by the applicants Raja and Rani under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023.

3. Upon notice, ASI Sohan Lal, Belt No. 2807/Btl, P.S. City Batala, has already appeared on 03.06.2025, produced the record and suffered statement (recorded separately) stating that neither any FIR nor any application/ complaint is pending against applicant. However, one written report from the office of DSP (Crime Against Women & Children), Batala has been received wherein, it has been submitted that the wife of applicant has moved one complaint against applicant, which has even been filed on 05.06.2025 after giving directions to both the parties to move such allegations complaint before the competent Court.

Thus, on account of the fact that no FIR has been registered against the applicants till date, the apprehension of the applicant is misconceived. Accordingly, the bail application filed by the applicant stands dismissed having rendered infructuous.

4. At this stage, it is submitted by ld.counsel for the applicant submitted that the applicant apprehends registration of FIR against him. Accordingly, it has been submitted that applicant may be given prior notice before effecting the arrest in the said eventuality.

5. Request so made by the ld.counsel for the applicant is considered. In accordance with the complaint lodged against the applicant, in case the same culminates in registration of FIR against them within the period of two months from today, it is ordered that applicant be given 5 days prior notice before the arrest. File be consigned to the record room. Bail application be sent back to the court concerned for consignment purpose.

Pronounced
Dated:-06/06/2025.
Gurpreet Singh, E.A

(Poonam Bansal)
Addl. Sessions Judge,
Gurdaspur(UID No. PB0190)
Duty