

IN THE COURT OF SMT. PARAMJIT KAUR, ADDITIONAL
SESSIONS JUDGE, TARN TARAN.

CNR No.PBTT0100-0465-2019
CIS No.BA/180/2019
Bail Application No.66/19.1.2019
Decided on : 30.1.2019.

Mangal Singh son of Charan Singh, resident of village Pandori Ran
Singh, Tehsil and District Tarn Taran.

(Applicant-accused)

Versus

State of Punjab

FIR No.222 dated 26.12.2012.
U/s 452, 323, 324, 326, 148 and 149 of the IPC
Police Station : Chabhal.

BAIL APPLICATION U/S 438 Cr.P.C.

Present: Shri S.S.Cheema Advocate, Ld. Counsel for the applicant-
accused

ORDER

1. The instant application preferred U/s 438 of Cr.P.C. for the grant of anticipatory bail presented before me.
2. Notice of this application was issued to the Ld. Additional Public Prosecutor for the State and the record was also requisitioned.
3. I have heard Ld. Counsel for the applicant-accused and have carefully gone through the record available.
4. It has been argued by the Ld. Counsel for the applicant-accused that false FIR has been registered against applicant-accused on the statement of Ravail Singh son of Shangara Singh and during the above said trial application under section 319 Cr.P.C was moved by the prosecution and applicant-accused has been summoned by the trial court of Mrs. Amandeep Kaur, ACJM, Tarn Taran on 12.10.2018. The

offences are non bailable and applicant apprehending that if he appear in the Court he be sent to judicial custody. The applicant-accused is an innocent person and falsely implicated by the complainant in the present case. As per the statement of Ravail Singh the occurrence took place on 11.12.2012 and the present FIR registered after 15 days. No offence has been committed by the applicant-accused as per the alleged FIR and no injury has been attributed to the applicant-accused. Nothing has been recovered from the applicant-accused. The Learned Illaqa Magistrate summoned applicant-accused under section 319 Cr.P.C. No custodial interrogation is required and nothing is to be recovered from the applicant. The applicant undertakes that she will not abscond nor tamper with prosecution evidence and will attend the court each and every date of hearing when and where he will be called. So, he may be granted pre-arrest bail.

5. From the contents of the bail application, it transpires that the applicant-accused has been summoned through application under section 319 Cr.P.C. was moved by the prosecution and applicant-accused has been summoned by the trial court of Mrs. Amandeep Kaur, ACJM, Tarn Taran on 12.10.2018. It has been specifically mentioned and argued by the Ld. Counsel that the applicant-accused is ready to surrender before the Court to face the trial. No recovery is to be effected from the applicant-accused. So, in these circumstances, the applicant-accused is directed to surrender before the Ld. Trial Court within 10 days, till then he shall not be arrested and on her doing so, he shall be admitted to interim bail by the Ld. Trial Court/ Duty Magistrate

to its satisfaction. The copy of this order be sent to the concerned Court along with summoned record.

6. The compliance report be awaited till 16.2.2019.

Pronounced in open court:

Dated : 30.1.2019.

Inderjit Singh Steno Gr.I

Paramjit Kaur
Additional Sessions Judge, Tarn Taran
UID-PB-0134