

PBGD010019392019



Presented on : 16-01-2019
 Registered on : 17-01-2019
 Decided on : 14.02.2019
 Duration :

**IN THE COURT OF
 Additional District & Sessions Judge
 AT ,Gurdaspur
 (Presided Over by Sh. Manoj Kumar)**

BA/169/2019

Exhibit No.

Plaintiff Name(PROSECUTION):

Sukhchain Kaur

Through Police Station Officer Sri Hargobindpur

87 , Village Aulakh Khurd PS Sri Hargobindpur District Gurdaspur
 Gurdaspur

2: Baljit Kaur

Age:

Occupation :

Village Aulakh Khurd PS Sri Hargobindpur District Gurdaspur

Sukhchain Kaur

VERSUS

Defendent Name:

State

Age: 0

Occupation :

State

 APP for State Plaintiff Name}: Rajinder Singh Parmar,
 Advocate for appearing for State Advocate appearing for , respectively.

Offence punishable under :
 447,379,427,430,506,34 of Indian Penal
 Code,

JUDGMENT
 (Delivered on 14.02.2019)

In the Court of Sh. Manoj Kumar, Addl. Sessions Judge, Gurdaspur.

-:.....:-

Bail application No. 23 of 17.01.2019

Date of Decision: 14.02.2019

CIS nos. BA-169-2019

UID no. PB0174

FIR No. 87 of 17.10.2016

U/ss 447/379/427/430/506/34 IPC

Police Station: Shri Hargobindpur

1. Sukhchain Kaur wife of Surjit Singh,
2. Baljit Kaur wife of Saroop Singh,
Both residents of village Aulakh Khurd, P.S. Shri Hargobindpur, District
Gurdaspur.

.....Accused/applicants

Versus

State of Punjab

First Application for bail under Section 438 CrPC.

Present: Sh. R.S. Parmar, Adv. counsel for applicant/accused.
Sh. S.S. Viridi, Addl. PP for the State.

ORDER

1. This order of mine shall dispose of bail application moved by the applicants-accused under Section 438 of the Cr.PC in the above noted case.

2. Notice of bail application was given to the State upon which, learned Additional Public Prosecutor put in appearance and opposed the bail application.

3. Briefly stated, the facts of the present case are that the accused-applicants have been summoned under Section 319 of the Cr.PC to face trial vide order dated 10.07.2018 as additional accused. The accused-applicants were declared innocent during the inquiry by the police. There is apprehension in the mind of accused-applicants that they may be arrested by the local police or even by the Trial Court in event of their surrender. Hence, learned counsel for the accused-applicants prayed that concession of anticipatory bail may kindly granted.

4. I have heard learned counsel for accused-applicants, learned

Additional Public Prosecutor for the State and perused the record. From the perusal of learned court record, it reveals that accused-applicants were summoned under Section 319 of the Cr.PC as an additional accused. Investigation in this case has already been completed. No custodial interrogation is required to be done because nothing is to be recovered from the accused-applicants. Hence, the present applicants-accused deserving the concession of exceptional circumstances i.e. anticipatory bail. Hence, the present applicants-accused are hereby directed to surrender before the learned Trial Court/Duty Magistrate within 15 days from this order and on their surrendering, they will be admitted on bail on furnishing the bail bonds and surety bonds to the tune of Rs. 50,000/- with one surety in the like amount each subject to satisfaction of learned Trial Court/Duty Magistrate and subject to the compliance of necessary provision of Section 438 (ii) of Cr. PC. The bail application stands disposed of accordingly. Copy of this order be sent to learned trial Court for compliance. Record of the present bail application be consigned to Judicial Record Room, whereas record of learned lower Court be returned forthwith.

Pronounced in the open Court
Dt. 14.02.2019

(Manoj Kumar)
Addl. Sessions Judge
Gurdaspur/ UID no. PB0174

Visit ecourts.gov.in for updates or download mobile app “eCourts Services” from Android or iOS