

IN THE COURT OF Mrs. PAMELPREET GREWAL KAHAL
ADDITIONAL SESSIONS JUDGE, FAZILKA

BA-1427-2025

CNR No. PBFZC0003620-2025

Date of Institution: 03.06.2025

Date of Decision:-02.07.2025

Heera Singh aged about 75 years s/o Surain Singh r/o Village Kandhwala

Hazar Khan, Teh and Distt. Fazilka.

Vs.

State of Punjab

FIR No.16 dated 28.05.2025

Under Sections: 420, 120B IPC, s. 7 PC Act

P.S. Vigilance Bureau, Range Ferozepur

APPLICATION FOR ANTICIPATORY BAIL

Present: Sh. SS Mann, Adv for applicant/accused.

Ms. Shaminder Jeet Kaur, Ld. APP for the state.

ORDER:

This order of mine shall dispose of the bail moved on behalf of the applicant/accused Heera Singh seeking anticipatory bail in view of section 482 BNS.

2. Notice of the bail application was issued to the state and police record has been perused.

3. It is prayed by the Ld. Counsel for applicant/accused that the applicant has been falsely implicated in the case. The accused is an aged

Pamelpreet Grewal Kahal
Addl. Sessions Judge (UID: PB0304)
Fazilka, 02.07.2025

person who is bed-ridden. The complainant has not named the applicant in the complaint. Rather the complainant sold the connection to the accused for Rs. 40,000/- and the applicant/accused deposited the amount in the account of PSPCL vide receipts no. 422 and 423. The complainant sold the connection to the applicant/accused as the complainant had no financial capacity. He is ready to join the investigation.

4. On the other hand Ld. APP for the state has opposed the bail application on the ground that a serious offence has been committed by the accused Heera Singh. With this submission prayer for dismissal of the application is made.

5. I have heard Ld. Counsel for applicant/accused and the Ld. APP for the state and have gone through the record.

6. In brief the allegations against the accused are that one complaint was made by Jarnail singh on anti-corruption helpline on 04.3.2025 against JE Som Parkash and Lineman Gorkha Singh, o/o PSPCL, Anriwala Sheikh Subhan. During investigation complainant Jarnail Singh got his statement recorded that he had applied for tubewell connection on 15.10.2013. The complainant was illiterate and unable to write. In 2020 JE Som Parkash and Lineman Gorkha Singh got one file prepared from the complainant under the pretext that the same will be approved and then tubewell connection will be installed. Thereafter the complainant approached them many times and ultimately they told him that the file has not been sanctioned. Then in the year 2024, the complainant wanted to apply for scheme for subsidy for solar tubewell pump for which he went to the office of PSPCL to obtain certificate

that there is no existing tubewell connection in name of the complainant or his family member. There he came to know that one tubewell connection no. YB1AP160247B dated 03.07.2020 was already existing in his name where as there is no such connection existing in his fields. When the complainant and his son confronted the JE and lineman, they denied the same. Upon threatening to file complaint against them, they told the complainant and his son that the connection has been issued to one Heera Singh (applicant/accused). To cover up the JE and lineman sent one instrument for electricity to the house of complainant on 24.11.2024. They also demanded Rs. 1,50,000/- from the complainant. The conversation was recorded by son of complainant. The JE and Lineman have illegally given the connection sanctioned for the complainant to some other person after taking bribe.

6. In the case at hand the allegations against the accused are grave and serious. It is alleged that the applicant/accused bribed the JE and lineman to obtain a tubewell connection. Bribing a public servant is a serious offence. Such acts feed the termite of corruption which is damaging our nation. The applicant claims that he has purchased the connection from the complainant but has not placed on record any document to prove the same. Mere age factor is not enough to grant bail. As far health is concerned, no medical record of applicant/accused is attached. Further, concession of anticipatory bail under Section 482 of BNSS is of extra ordinary character and same is to be exercised sparingly in exceptional circumstances, but accused/applicant have failed to make out such a case for grant of

anticipatory bail in his favour. Consequently, present anticipatory bail application moved by accused/applicant is hereby dismissed.

7. However, any observations made herein above shall have no effect on merits of main case. Police record be returned, whereas bail application file be consigned to the Record Room after due compilation.

Pronounced in Open Court.

Dated:02.07.2025.

Gulshandeep

(Pamelpreet Grewal Kahal)

Additional Sessions Judge

Fazilka (UID no.PB0304)

Present: Sh. S.S Mann, Advocate for Applicants/Accused
Ms. Shaminder Jeet Kaur, Ld. Additional PP for the state.

Report of Ahlmad seen. Record produced and perused. Arguments on bail application heard. Vide my separate detailed order of even date, instant bail application has been dismissed. Police record be returned. Copy of order be placed in the main file/remand papers, whereas bail application file be consigned to the record room after due compilation.

Pronounced in Open Court.
Dated:02.07.2025.
Gulshandeep

(Pamelpreet Grewal Kahal),
Additional Sessions Judge
Fazilka. (UID no.PB0304)