

Basant Singh Vs. Ikattar Singh

CNR No.PBBT01-007518-2019

CIS No.BA-1422/2019

28.5.2019 Present: Sh.H.S.Khara, Counsel for accused-applicant.

Bail application received by way of fresh institution. It be registered. Learned counsel appearing on behalf of the applicant submitted that the respondent-complainant Ikattar Singh has filed the complaint under Section 156(3) Cr.P.C., seeking direction to SHO, P.S.Nathana, Bathinda to register FIR against the accused-applicant under Sections 420, 406, 465, 467, 468, 471, 120-B, 166 IPC. The trial court, after considering the preliminary evidence, has summoned the applicant as accused under Sections 420, 465, 466 IPC. He submitted that since the accused-applicant has been summoned in non-bailable offences, as such, there is apprehension in the mind of the applicant that upon appearance by the applicant before the trial court/Area Magistrate, he may be sent to judicial custody pending bail application. Learned counsel further submitted that since it is a complaint case, as such, interrogation of the accused-applicant will not serve any purpose. He further submitted that the applicant is ready to surrender and to face the trial, in order to rebut the case of the complainant and the next date before the trial court is 10.6.2019. He further submitted that the co-accused of the present applicant namely Bhura Singh & Gurjant Singh have been allowed interim bail by this court.

Having heard the submissions of learned counsel for accused-applicant, let notice to the complainant-respondent and his counsel appearing before the trial court, be issued for 6.6.2019. In the mean while, applicant-accused is directed to surrender before the learned trial Court within a period of 7 days from receiving the copy of this order and the learned trial court is directed that in the event of surrender, the applicant shall be released on interim bail subject to his furnishing bail bonds and surety bonds to the satisfaction of the learned Area Magistrate/Duty Magistrate/Trial Court. Bail application be put up on that date for awaiting compliance. Learned counsel appearing on behalf of the applicant is directed to produce the copy of the order of lower court, vide which, the applicant has complied with the bail granted to him. A copy of this order be sent to the concerned Trial Court forthwith.

(Kamaljit Lamba)
Sessions Judge
(UID No.PB0055)

Date of order: 28.5.2019
Nisha