

***IN THE COURT OF SH.SARBJIT SINGH DHALIWAL,  
ADDITIONAL SESSIONS JUDGE, AMRITSAR.***

**Bail application No. : 1592**

**CNR Number : PBAS01-004044-2021.**

**Date of Institution : 24.3.2021.**

**Date of Order : 31.3.2021.**

State                      Vs.                      Salwinder Singh son of Sher Singh,  
resident of village Khanwal, Tehsil  
Ajnala, District Amritsar.

*.....Accused/Applicant.*

**FIR Number : 277 dated 18.12.2018.**

**Police Station : Ajnala, Amritsar.**

**Under Sections : 379 IPC and Section 21(1)**

**Mines and Minerals**

**(Development and**

**Regulation Act,1957).**

**Ist bail application U/s.438 Cr.P.C.**

Present:      Sh.Amritpal Singh, Adv. counsel for accused/applicant.  
                    Sh.Sandeep Sharma, Addl.P.P for the State.

**ORDER**

ASI Major Singh No.1223/Asr(Rural) is present alongwith  
record pertaining to this bail application. Arguments heard. During course  
of arguments, learned Addl.PP for the State submitted that FIR in this

case was registered on the complaint of Manjit Kumar Assistant Mining officer that on 18.12.2018, in the area of village Khanwal, one canter loaded with two Sankaras of sand was intercepted. The driver of the canter revealed that this sand belongs to present applicant and he allowed to remove the sand by digging earth from his land.

Whereas, he has been roped in only on the confessional statement of co-accused. Whether on the statement of co-accused, he can be arrayed as accused or not, this question will be decided during trial. At this stage, when recovery has already been effected and applicant is ready to join the investigation, he should be allowed concession of anticipatory bail. Accordingly, applicant-accused is allowed relief of interim anticipatory bail and he is directed to join the investigation on or before 3.4.2021 before SHO/Investigating officer/Arresting Officer. In case, he appears and joins investigation, in that event, the SHO/Investigating officer/Arresting Officer shall release the applicant on interim bail, on his furnishing personal bonds in the sum of Rs.20,000/- with one surety to like amount to his satisfaction, subject to the following conditions:-

- i) The applicant shall make himself available for interrogation by a police officer as and when required.
- ii) That the applicant shall not directly or indirectly, make any

inducement, threat or promise to any person acquainted with the facts of the accusation against them, so as to dissuade him from disclosing such facts to the court or to any police officer.

- iii) That the applicant shall not leave the country without prior permission of the court.

Now, this bail application is adjourned to 6.4.2021 for report.

The prosecution is directed to produce Investigating Officer alongwith record on said date.

Announced  
31.3.2021  
(Rakesh Kumar)  
(Stenographer Gr.I)

(Sarbjit Singh Dhaliwal),  
Additional Sessions Judge,  
Amritsar.  
(UID no.PB0070)