

**IN THE COURT OF HARDIP SINGH
ADDITIONAL SESSIONS JUDGE
FEROZEPUR.**

**CNR No.PBFZ0100-4283-2024
CIS No. BA/1612 of 2024
Date of Order: 26.07.2024**

1. Jugraj Singh Soni aged 55 years son of Rajpal @ Ashiq Masih,
2. Kuldep Soni aged 49 years wife of Jugraj Singh Soni, both residents of Street No. 2, Right side, Teacher Colony, Faridkot, District Faridkot.

... Applicants.

Versus

State of Punjab,

....Respondent.

FIR No. Nil, dated Nil
Under section: Nil.
Police Station: City Ferozepur/Kulgarhi

(Application for bail under Section 482 of BNSS)

Present: Ms. Monika Gill, Advocate, counsel for applicants
Sh. Pankaj Taneja, Additional Public Prosecutor for State.

O R D E R

1. Heard on the bail application filed by above named applicants under section 482 Cr.P.C in case FIR No. Nil, dated Nil, under section Nil, Police Station City Ferozepur/Kulgarhi.

2. Learned counsel for the applicants has argued and contended that applicants are brother and sister-in-law respectively of Suraj Pakash Soni, who was married in the year 1999 and has two children out of said marriage. After his marriage, wife of Suraj Parkash

Soni left him and he started residing with Rimpay wife of Raju and since last 15 years he is residing with her. Rimpay is a criminal type of lady and Suraj Parkash Soni is a drug addict. After the death of father of applicant No.1 and Suraj Parkash Soni, his property was inherited by applicant No.1 and Suraj Parkash Soni in equal share and Suraj Parkash Soni has sold away his share and now he is demanding Rs. 5,00,000/- from the applicants and extending threats that if said amount is not paid to him, then Suraj Parkash Soni and Rimpay will implicate the applicants in some false case. Even police is also extending such threats to the applicants. Therefore, the applicants are apprehending their arrest at the hands of police. Hence, a prayer has been made for grant of concession of anticipatory bail.

3. Notice of the bail application was given to the State through learned Additional Public Prosecutor and report from the concerned police stations were called.

4. Today learned Additional Public Prosecutor has appeared on behalf of state and placed on record report received from Police Station Kulgarhi and as per said report neither any complaint is pending against them nor any FIR is registered against them. In view of the said report, learned Additional Public Prosecutor has argued that since no FIR is registered against the applicants nor any complaint is

pending against them, therefore, the present bail application has become infructuous. Hence, a prayer has been made for dismissal of the present bail application.

5. Heard. Since as per the report received from Police Station Kulgarhi, neither any complaint is pending against the applicants nor any FIR is registered against them. So, in these circumstances, the present bail application has become infructuous. Accordingly, the present bail application stands dismissed being infructuous. However since the learned counsel for the applicants has specifically stressed upon the apprehension of the applicants regarding their arrest at the hands of police of Police Station Kulgarhi and Cty Ferozepur at the instance of Suraj Parkash Soni and Rimpny, therefore, it is directed that if the applicants are required by the investigating agency for investigation in near future on the complaint moved by Suraj Parkash Soni and Rimpny, then the investigating agency will follow the guidelines issued by the Hon'ble Supreme Court in "***Arnesh Kumar Vs. State of Bihar and anr., 2014(3) RCR (Criminal) 527***". File be consigned to the record room.

Announced in open Court.

Dated: 26.07.2024

Pritpal Singh

Stenographer Gr. II

Sd/-

(Hardip Singh)

Additional Sessions Judge,

Ferozepur.

UID No.PB0638