

the Court of Jatinder Pal Singh Khurmi, Additional Sessions
Judge, Hoshiarpur. (UID No.PBO-0057).

CNR No.PBHO01-005311-2021
CIS Number: 1985 of 2021
Date of Order: 23.08.2021

Jaskaran Singh @ Jassa @ Baja, aged 27 years son of Ram Pal, resident of
Village Pensra, PS Mahilpur, District Hoshiarpur.

.....Applicant-accused.

Versus

State of Punjab.

.....Respondent.

FIR No.126 dated 17.7.2021
U/sec. 457, 380 of IPC
P.S. Mahilpur, Hoshiarpur

(Application for anticipatory bail U/s 438 Cr.P.C).

Present: Shri MDS Gill, Counsel for applicant-accused.
Public Prosecutor for state.

ORDER:

Applicant-accused Jaskaran Singh @ Jassa is seeking anticipatory bail in above mentioned FIR. It is pleaded that the applicant-accused has been falsely implicated in this case. The alleged occurrence in this case is on the intervening night of 15/16.7.2021 and the matter was reported to the police on 17.7.2021 and there is inordinate delay in reporting the matter to the police. The perusal of the FIR reveals that the complainant Puneet Kumar of Saila Khurd has lodged the FIR on the basis of alleged inquiry conducted by him in which he has mentioned the names of six accused. All the co-accused were arrested and have been released on regular bail. He undertook to abide by terms of bail and prayed for granting him anticipatory bail in the event of his arrest.

2. Upon notice, Learned Public Prosecutor for the State has orally opposed the bail application.

3. Police record received. I have heard the arguments advanced by

Learned Counsel for the applicant-accused and Learned Public Prosecutor and also have gone through the record carefully. Even ASI Vass Dav No.849/Hpr, PS Mahilpur, has suffered statement that he has verified that this is the first application of bail and no such bail application is either filed or pending in the court of parallel jurisdiction or any other court or Hon'ble High Court. There is no other case pending or decided against Jaskaran Singh @ Jassa @ Baja. The applicant has not joined the investigation.

4. As per allegations, this case was registered on the statement of Puneet Kumar son of Chander Pal resident of Saila Khurd, District Hoshiarpur who has stated that he is doing his shop in the name and style of Aggarwal Khad Store in Adda Saila Khurd and besides this he is also distributor of Cement and Saria and he has constructed the godown at Saila Kalan Road. On 16.7.2021, in the morning at about 8.00 Am he opened the godown and found that five rolls of barbed wire were stolen and he was searching the culprits and came to know that this barbed wire has been stolen by Jaspreet Singh, Jassa @ Baja, Peeta residents of Pensara and Balbir Singh, resident of Saila Khurd and sold the said wires to Dilbagh Singh and Jatinder Kumar.

5. Perusal of the file shows that vide order dated 16.8.2021, accused/applicant Jaskaran Singh @ Jassa was directed to join the investigation on 20.8.2021 from 10.00 AM to 12.00 PM and again on 21.8.2021, 22.8.2021 and was directed to co-operate the Investigating Agency. ASI Vass Dev No.849/Hpr., PS Mahilpur has suffered statement that applicant has not joined the investigation. Though learned counsel for the applicant has stated that the applicant was regularly appearing before the Investigating Officer. This fact is controverted by ASI Vass Dav No.849/Hpr, PS Mahilpur, who has stated that the applicant has not joined the investigation. Since the applicant has failed to join the investigation as per order dated 16.8.2021, no

ground is made out for grant of concession of anticipatory bail to the applicant. As such the bail application filed by the applicant-accused Jaskaran Singh @ Jassa @ Baja is hereby dismissed and order dated 16.8.2021 stands vacated. Police record returned and file be consigned to the record room, after its completion.

Announced in open Court:

Dated: 23rd August, 2021.

‘Jaswinder Singh JW’

(Jatinder Pal Singh Khurmi),
Addl. Sessions Judge, Hoshiarpur.
(UID No.PBO-0057).

Jaskaran Singh @ Jassa @ Baja Versus State. BA No.1985-2021.
(CNR No.PBHO01-005311-2021).

Present: Shri MDS Gill, Counsel for applicant-accused.
Public Prosecutor for state.

Police record received. Arguments heard. Vide my separate detailed order of even date, this bail application filed by applicant-accused under Section 438 Cr.P.C, for grant of anticipatory bail has been dismissed, as detailed therein. Police record returned and papers be consigned to the record room, after its completion.

Announced in open Court:
Dated: 23rd August, 2021.
'Jaswinder Singh JW'

(Jatinder Pal Singh Khurmi),
Addl. Sessions Judge, Hoshiarpur.
(UID No.PBO-0057).

To

**The District & Sessions Judge,
Jalandhar.**

From

Gurpreet Singh son of Sh.Ram Kishan,
Vill. Bassi Hasat Khan, PO Bahadpur
Bahian, District Hoshiarpur-146102