

**IN THE COURT OF SH.JASPAL VERMA,  
ADDITIONAL SESSIONS JUDGE,  
(UID:PB0136)  
MANSA.**

Bail application No.12 dated 04.01.2019  
CIS No. BA/20/2019  
CNR No.PBMN01-000071-2019  
Date of Order: 11.01.2019

Jagtar Singh alias Tari aged 21 years son of Pritam Singh resident of Mall Singh Wala District Mansa.

Applicant-accused.

Versus

State of Punjab

FIR No.204 dated 18.12.2018,  
Under section 452, 341, 323, 325, 148, 149 IPC and  
Section 3 and 4 of the Scheduled Castes and Scheduled  
Tribes (Prevention of Atrocities),  
Act, 1989, Police Station: Boha: District: Mansa.

**Application for grant of bail under Section 438 Cr.P.C.**

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Present: Sh.Varinder Singla, Advocate, for the applicant-accused.  
Sh.Vikas Garg, Addl. PP for the respondent/State

**ORDER**

1. Heard on the application for anticipatory bail moved by the applicant/accused Jagtar Singh alias Tari son of Pritam Singh in case bearing FIR No.204 dated 18.12.2018, U/Ss 452, 341, 323, 325, 148, 149 IPC read with section sections 3 and 4 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities), Act, 1989, registered against him and others in Police Station, Bhoa, District Mansa on the ground that he has been falsely implicated in this case and he is quite innocent. His name is not figured in the FIR. Offence under section 452 IPC and 3 and 4 of the SC

and ST Act has been latterly added in this case vide DDR No.30 dated 21.12.2018. He has no concern with the alleged occurrence and complainant. The whole story of the prosecution is false and concocted one. No injury is attributed to the applicant/accused. Moreover, all the injuries are blunt and simple in nature. No recovery is to be effected from the applicant-accused. The police is out to arrest him in this case and therefore, he be released on anticipatory bail.

2. Upon notice, ld. Addl. PP for the State has contended that the allegations in the application are false and since the applicant-accused has committed grave offence under Section 3 and 4 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities), Act, 1989, so he cannot be granted anticipatory bail in this case. So, he prayed that the application be dismissed.

3. I have heard ld. counsel for the applicant-accused, ld. Addl. PP for the State and gone through police file brought by ASI Amrik Singh.

4. Perusal of the file reveals that the present case was registered against Jagtar Singh alias Tari in this case bearing FIR No.204 dated 18.12.2018, U/Ss 452, 341, 323, 325, 148, 149 IPC read with section sections 3 and 4 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities), Act, 1989 on the ground that he has been falsely implicated in this case and no offence whatsoever was committed by him. So he be released on anticipatory bail. After going through the file, it reveals that the present case was registered for the offence punishable under Section 452, 341, 323, 325, 148, 149 IPC read with section sections 3 and 4 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities), Act, 1989

and as per Section 18 of the SC&ST (Prevention of Atrocities) Act, the application for anticipatory bail is not maintainable in the present form. Therefore, present application for anticipatory bail u/s 438 Cr.P.C is ordered to be dismissed. Police record be returned. Bail application file be consigned to record room.

Pronounced: 11.01.2019

( Jaspal Verma)  
Addl. Sessions Judge,  
UID:PB0136  
Mansa.

Raj/SG-1

Jagtar Singh alias Tari Vs. State

Present: Sh.Varinder Singla, Advocate, for the applicant-accused.  
Sh.Vikas Garg, Addl. PP for the respondent/State

Police record produced by ASI Amrik Singh, PS Boha District

Mansa

Arguments heard. Vide my separate detailed order of even date,  
the present bail application is hereby dismissed. Police record be returned.  
Bail application file be consigned to record room.

Pronounced: 11.01.2019

( Jaspal Verma)  
Addl. Sessions Judge,  
UID:PB0136  
Mansa.

Raj/SG-1