

**In the Court of Smt. Lukhvinder Kaur Duggal,
Additional Sessions Judge, Ludhiana**

Regd. No.BA/305/2020
Date of Decision:- 24.01.2020

State Versus

Sonu Khan aged about 19 years son of
Mohd. Feroz, resident of House No. 8027,
Street no.1, Shakti Nagar, Tibba Road,
Basti Jodhewal, Ludhiana, at present
resident of Street no. 19. New Subash
Nagar, Ludhiana.

---Applicant/accused.

FIR No. 202 dated 13.12.2019
Under section 379-B of IPC
P.S. Jodhewal, Ludhiana.

Application for grant of bail u/s 439 Cr.P.C.

Present: Sh. Ajay Dogra Advocate, for the applicant/accused.
 Sh. Balwinder Singh, Additional Public Prosecutor for State

ORDER

1. This order shall dispose of bail application under Section 439 Cr.P.C filed by applicant/accused in case FIR No. 202 dated 13.12.2019 under section 379-B of IPC, P.S. Jodhewal, Ludhiana.
2. Notice of the bail application was issued to the State and Sh. Balwinder Singh, Addl. Public Prosecutor appeared on behalf of the State.

3. Learned counsel for the applicant/accused has contended that applicant/accused is quite innocent and falsely implicated in this case. He further contended that applicant-accused is not named in FIR. No recovery has been effected from the possession of the accused. The false case has been implanted upon the accused. He further contended that applicant-accused never involved in any criminal activity. He further contended that presentation of challan and conclusion of trial will take a long time and no useful purpose shall be served by keeping the accused/applicant behind the bars for indefinite period. Lastly, he prayed for the release of applicant/accused on regular bail.

4. On the other hand, Learned Addl. Public Prosecutor for State has strongly opposed the bail application and prayed for the dismissal of the bail application.

5. Heard. Police record perused. The applicant-accused is in custody since 18.12.2019. The FIR of the present case has been registered against unknown persons. The presentation of challan and conclusion of trial will take time and no useful purpose would be served by keeping the applicant-accused behind the bars for indefinite period. Accordingly, the present bail application is allowed. The applicant-accused is ordered to be released on bail on furnishing of bail bond in the sum of ₹.40,000/- with one surety in the like amount to the satisfaction of Learned Trial Court/Duty Magistrate subject to the following conditions that :-

7. The applicant-accused will appear before the Court on each and every date of hearing.
8. Applicant-accused will not tamper with the prosecution evidence.

9. Applicant-accused will not leave country without the prior permission of the Court.

Copy of this order be sent to the learned Court concerned forthwith.

File be consigned to the record room.

Pronounced.
24.01.2020
(Amarnath)

(Lukhvinder Kaur Duggal),
Additional Sessions Judge,
Ludhiana. ***(UID No.PB0156)***