

CNR No. PBKPA10038332024

CIS No.: BA-188-2024

Manoj Kumar son of Bakshi Ram, resident of Chuharwali, Adampur, Jalandhar Rural.

Versus

State of Punjab.

**FIR No.45 DATED 13.05.2024
U/S 457, 380, 511 of IPC
PS Rawalpindi (Phagwara)**

Present: Ms.Rajni Bala Advocate, Counsel for applicant/accused
Sh.Arinder Singh, APP for the State.

Record received. Heard on bail application having been moved on behalf of accused **Manoj Kumar son of Bakshi Ram, resident of Chuharwali, Adampur, Jalandhar Rural** in above said FIR. Learned APP for the State submitted that the offences committed by the accused/applicant is grave in nature. Accused/applicant tried to break open the lock of shop of complainant. Complainant has placed on record weapon/tool i.e. Hammer which was used by accused/applicant. Therefore, accused/applicant is to be dealt with strictly. Hence, accused/applicant is not entitled to the concession of bail.

On the other hand, Learned Counsel appearing on behalf of accused/applicant submitted that accused/applicant is innocent and has been falsely implicated in the instant case. Nothing is to be recovered from the accused. He further argued that completion of investigation, presentation of challan and Conclusion of trial may take sufficient long time and no useful purpose would be served by detaining the accused/applicant further behind bars as conclusion of trial will take long time and prayed that the accused/applicant may be given concession of bail.

This Court heard Learned APP for the State and Learned Counsel for accused/applicant and had perused the judicial file.

From the perusal of the case file, this Court finds that the accused/applicant was apprehended by the Police in the instant case on dated 13.05.2024 and since then he is in judicial custody and he is no longer

required for any kind of custodial interrogation. Completion of investigation, presentation of challan and conclusion of trial may take sufficient long time. No useful purpose will be served by keeping the accused behind bars for such an indefinite period. Further, keeping the accused/applicant behind bars will put extra burden upon the State exchequer. Hence, by keeping in view the above mentioned facts, accused/applicant namely **Manoj Kumar son of Bakshi Ram, resident of Chuharwali, Adampur, Jalandhar Rural** is hereby ordered to be released on bail on his furnishing bail bonds in the sum of Rs.50,000/- with one surety in the like amount, subject to conditions that :-

1. He shall appear in the Court on each and every date of hearing;
2. He shall not commit an offence similar to the offence for which he has been apprehended;
3. He shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the court;
4. He shall not tamper with the evidence of the case in any way.

Requisite bail/surety bonds not furnished. Present application stands disposed off. Papers be attached with pending papers.

Pronounced in Open Court:
Date of order: 17.07.2024
Rahul (Steno-II)

Vijay Singh Dadwal, PCS
Judicial Magistrate First Class,
Phagwara. (UID No.PB0478)