

**In the Court of Shri Jagdeep Singh Marok,
Additional Sessions Judge, Sangrur.
(Unique Identification No.PB-0074)**

Bail Application No. 1069 of 13.10.2018

CNR No.PBSG01-008768-2018

Reg.no. 2718-2018

Date of Decision: 16.10.2018

Prithvi Singh alias Pirthi aged about 48 years son of Mehnga Ram resident of Moga Road, ward number 15 Parjapat Basti, Bagha Purana and District Moga. (now confined District Jail Sangrur.)

Versus

State

FIR No. 110 dated 25.08.2017

**U/s 436,427,201,120-B IPC and 3,4,5 The Prevention of
Damages to Public and Private Property Act.**

P.S.Lehra.

Application under Section 439 Cr.P.C.

Present: Sh.Gurinder pal Sharma, Adv., ld.counsel for
accused/applicant.

Sh.Gaurav Kohli , Ld.PP for the State.

Order:-

1. Heard on the application having been moved by applicant Prithvi Singh for grant of bail to him in view of the provisions U/s 439 Cr.P.C. in case FIR no.110 dated 25.08.2017, under Sections 436,427,201,120-B IPC and 3/4/5 The Prevention of Damages to Public and Private Property Act, Police Station Lehra.

2. In the application, the applicant himself claims to be innocent with the further plea that he was not nominated in the FIR. He is in judicial custody since long and no more required for the purpose of investigation. The conclusion of trial is likely to take some more time. So under these circumstances, he claims that concession of grant of bail may be granted to him.
3. Pursuant to the notice given to the State, Id. PP for the State appeared and contested the claim of the applicant and Shri Dharamvir Singh SI produced the relevant record.
4. I have given the thoughtful consideration to the respective submissions of both the sides and gone through the documents on the file.
5. As per the contents of the FIR, applicant was not named in the said FIR. He was subsequently arrested in this case on 14.09.2018 whereas learned counsel for the applicant lays his claim that trial against some of the accomplices of the applicant was commenced, which had culminated into the acquittal of the said persons. The conclusion of trial is likely to take some more time. No useful purpose will be served by detaining the accused/applicant more in judicial custody since his criminal liability is to be assessed in the light of the evidence to be led by the parties in the proceedings of trial. Moreover there appears to be nothing substantive at this stage against the accused so as to deny the concession of bail to him. So applying these considerations and keeping in view the facts and

circumstances of the case, application having been moved by the applicant is allowed subject to furnishing the bail bonds in the sum of Rs. 80,000/- with one surety in the like amount to the satisfaction of the learned Ilqa Magistrate/Duty Magistrate with further conditions that:

- (i) That the applicant shall not leave India without the prior permission of the trial Court;
- (ii) That the applicant shall not give 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 or to any police officer;

The application stands disposed of without expressing any opinion on the merits of the case. Police record be returned along with copy of this order. File be consigned to the record room.

October 16, 2018

**Jagdeep Singh Marok,
Additional Sessions Judge,
Sangrur.
(Unique Identification No. PB0074)**

*(Shama)
Stenographer-II*