

**IN THE COURT OF SHRI PUSHVINDER SINGH,
ADDITIONAL SESSIONS JUDGE, GURDASPUR.**

**Bail Application No: 441 of 06.10.2018
CIS No. BA-2733-2018
Date of order : 30.10.2018**

Rahul Sood @ Kaka son of late Amrik Chand resident of VPO Kahna
Dhessian Goraya, District Jalandhar.

.....Accused/petitioner

Versus

State of Punjab

.....Respondent

**FIR No.0050 of 25.03.2017
U/Sections 307, 224, 332, 353, 436,
148, 149, 120-B IPC & 52-A
Prision Act.
Police Station: - City Gurdaspur**

(1st Bail application under Section 439 Cr.P.C)

Present: Sh. H.S Janjua, Adv counsel for the applicant/accused.
Sh. Kiran Kumar, Addl. P.P for the State.

Order:-

1. This bail application has been filed by applicant/accused
Rahul Sood @ Kaka for regular bail, stating he is innocent and has
been falsely implicated in the present case. Presently the
accused/applicant is in confined at Central Jail, Gurdaspur in judicial
custody. Nothing was recovered from the accused/petitioner.
Accused/applicant was arrested in the present case on 10.05.2017 and
till date he is in judicial custody.

2. Notice of bail application was given to the State and Sh.
Kiran Kumar, Ld. Addl. P.P appeared on behalf of the State and
opposed the bail application. I.O came present along with police file.

3. I have heard the counsel for applicant/accused and Ld. Addl. P.P for the State and gone through the police file very carefully.

4. From the perusal of police file, I find that present case was registered against 19 persons including present applicant/accused Bhupinder Singh with the allegation that in the night of 24.03.2017 at about 8.30 PM, the applicant/accused, who was in Central Jail Gurdaspur, in connivance of his inmates committed mischief, broke the locks and grills of Jail, set on fire the blankets, broke CCTV Cameras, Jammers, lights, windows of office and hospital in Jail and caused damaged to medical record of hospital and other property and also tried to run away by breaking wall of jail and also gave brick bats blows to the SSP and other police officials.

Learned counsel for the applicant/accused requested that applicant/accused is in Central Jail, Gurdaspur in the above mentioned case. No specific act have been attributed to the applicant/accused. So, he should be released on bail, the applicant is in custody in this case since the date of occurrence. So, I find that he is custody in the present case for the last more than 1 year. No specific attribution has been made against the applicant/accused. It has been stated that all other accused persons are already on bail in this case. I find that conclusion of trial may take considerable long time and as such no useful purpose could be serve by detaining the accused in custody for unlimited period without proving his guilt. So, the application is allowed. Applicant/accused Rahul Sood @ Kaka is ordered to be bail in this case on furnishing bail bond in the sum of Rs. 50,000/- with one surety in the like amount before the learned Duty/Illaqa Magistrate at his/her

own satisfaction, with the conditions that he will not leave the country without prior permission of the court, will appear in the court each and every date of hearing and will not temper with the evidence of the prosecution and will not influence the prosecution witnesses in any manner. The copy of order be sent to the learned Duty/Illaq Magistrate. Bail application file be consigned to the record room.

Pronounced:
Date: 30.10.2018

(Pushvinder Singh),
Additional Sessions Judge,
Gurdaspur.

Ragbir Singh, Stenographer-III

Rahul Sood @ Kaka Vs State of Punjab

Present: Sh. H.S Janjua, Adv counsel for the applicant/accused.
Sh. Kiran Kumar , Addl. P.P for the State.

I.O along with police record came present. Arguments heard. Vide my separate detailed order even date the present application is hereby allowed. Police record be returned. Bail application be consigned to the Record Room.

Pronounced: 30.10.2018

**(Pushvinder Singh),
Additional Sessions Judge,
Gurdaspur.**

Raghbir Singh, Stenographer-III