

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

Bail Application No.35 of 23.01.2019.

CNR No.PBSG01-000783-2019

Reg.no.272-2019

Date of Decision: 25.01.2019

Happy Singh alias Kashmir Singh aged about 21 years son of Gursew Singh alias Jethu Singh, resident of Sihal, Tehsil Sunam, District Sangrur now confined in District Jail, Sangrur.

..Accused/applicant.

Versus

State

FIR No.185 dated 13.11.2018.

U/s 458/323/201/506/148/149 IPC

P.S. Dirba.

Present: Sh.H.S.Chhahar, Advocate, learned counsel for
accused/applicant.

Shri Navdeep Goyal, learned Public Prosecutor for the State.

Order:-

1. Heard on the application having been moved by applicant Happy Singh for grant of bail to him in view of the provisions U/s 439 Cr.P.C. in case FIR no.185 dated 13.11.2018, U/s 458/323/201/506/148/149 IPC, Police Station Dirba.
2. In the application it has been alleged that applicant has been falsely implicated. The story against the applicant is false and concocted. Applicant is in custody since 19.01.2019, so he may be granted

concession of bail.

3. Pursuant to the notice given to the State, Police record has been produced by Shri Mohinderjit Singh ASI and Shri Navdeep Goyal, learned Public Prosecutor for the State appeared and contested the claim of the applicant with the plea that the applicant was instrumental in committing the alleged offence and he does not deserve the concession of bail.
4. I have given thoughtful consideration to the respective submissions of both sides and gone through the record on file.
5. Police Authorities produced the Police record. Accused/applicant has been arrested in this case on 19.01.2019 and he is now in judicial custody. Criminal liability of the applicant is yet to be assessed during the course of the trial. Parties are having rival contentions and they have yet to lead evidence in support of their respective averments. Completion of investigation, presentation of challan and conclusion of trial may take long time. It appears that no useful purpose would be served by detaining the applicant more in judicial custody as it will amount to a burden on the said exchequer. So applying these considerations and keeping in view of facts and circumstances of the case, the application having been moved by the applicant Happy Singh alias Kashmir Singh is hereby allowed and he is ordered to be admitted to bail, subject to furnish the bail bonds to the satisfaction of the learned Ilqa

Magistrate/Duty Magistrate with the conditions:-

- (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.

January 25, 2019.

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

(Shama)
Stenographer-II