

**IN THE COURT OF GIRISH,
ADDL. SESSIONS JUDGE; SAS NAGAR MOHALI**

Bail Application No. 289 dated 11.12.2019
CIS No.BA-2969-2019
CNR No.PBSA01011084-2019
Date of Decision: 13.12.2019

Deepu Singh son of Sh.Ram Lal permanent resident of H.No. 481, Village Chauhan Purva Attathaisa, District Gonda, Uttar Pradesh, presently residing at H.No. 903, Hallo Majra, Chandigarh.

...Applicant-accused

versus

State of Punjab

...

Bail application under Section 439 of the
Cr.P.C in case FIR No.181 dated 30.10.2019, under
Sections 420/171/468/471/411/120B IPC & 25/54/59
of Arms Act, Police Station Lalru.

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Present: Sh. Sameer Sethi, Adv counsel for applicant-accused.
Sh.Satnam Singh Addl.P.P for the State.

ORDER

This order of mine shall dispose of above mentioned regular bail application moved on behalf of applicant-accused Deepu Singh in case FIR No.181 dated 30.10.2019, under Sections 420/171/468/471/411/120B IPC & 25/54/59 of Arms Act, Police Station Lalru, by invoking the provisions of Section 439 Cr.P.C.

2. When notice of the bail application was issued, learned Addl.P.P for the State appeared. Investigating Officer has also produced the record. Applicant-accused is in custody since 5.11.2019.

3. I have heard the learned counsel for the applicant-accused, learned Addl.P.P for the State and have also gone through the record.

4. The Ld. Counsel for the applicant-accused has contended that applicants-accused has been falsely implicated in the present case. The applicant-accused was arrested by the police in the said FIR on 5.11.2019 for an alleged offence and is in custody for almost 35

days. No recovery has been effected from the petitioner-accused in the present FIR. The co-accused persons has already been granted bail. Applicant accused undertakes not to induce or influence the witnesses of this case. Applicant is ready to furnish bail bonds/ surety bonds to the satisfaction of the court and prayed that bail application of the applicant may kindly be allowed.

5. After hearing arguments, it is observed that applicant-accused is in custody since 5.11.2019. However, nothing has been recovered from the present applicant-accused. All the allegations leveled by the complainant can be taken into consideration only after adducing evidence, which is yet to be led. Thus, conclusion of trial and presentation of challan may take time and no useful purpose would be served by keeping the accused-applicant behind the bars for an indefinite period as he is burden upon State Exchequer. Thus, without commenting upon the merits of the case, applicant-accused is ordered to be released on bail on furnishing bail bonds in the sum of ₹50,000/-with one surety in the like amount to the satisfaction of learned Ilqa/duty Magistrate, subject to the following conditions:-

- i. that he shall not hinder the ongoing trial;
- ii. that he shall not leave the country without prior permission of the court;
- iii. that he shall not make any threat, promise or inducement to any person conversant with the facts of the case to dissuade him/her from disclosing the truth to the court or police.
- iv. that he shall not misuse the concession of bail failing which, this order shall stand vacated automatically.

A copy of this order be also sent to the Ld. Trial Court for information. Police records be returned and records of bail application be consigned to the record room, after due compliance.

Pronounced in open court
Dated: 13.12.2019

(Girish)
Addl. Sessions Judge,
SAS Nagar Mohali
UID NO.0180

*Samina

Deepu Singh Vs. State of Punjab BA 2969-2019

Present: Sh. Sameer Sethi, Adv counsel for applicant-accused.
Sh.Satnam Singh Addl.P.P for the State.

Investigating Officer has produced the records. Arguments have been heard and vide my separate detailed order of even date, the bail application is allowed. Police records be returned and records of bail application be consigned to the record room.

Pronounced in open court
Dated: 13.12.2019

(Girish)
Addl. Sessions Judge,
SAS Nagar Mohali
UID NO.0180

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