

**IN THE COURT OF VIKRANT KUMAR,
ADDITIONAL SESSIONS JUDGE,
MOGA (UID No.PB00213).**

CNR No.PBMO010008392022

CIS Filing No.BA/297/2022.

Date of order : 3.03.2022.

State Versus Subhash Singh son of Prem Singh, resident of
House No.2, Village Masitan, District Moga.

----Applicant-accused

FIR No.31 dated 7.02.2022.

Under Sections : 457,380 IPC (lateron added
Section 411 IPC).

Police Station : Dharamkot.

Bail Application under Section 438 Cr.P.C.

Present:- Shri Anshuman Syal, Additional Public Prosecutor for State.
Shri Surinder Kirar, Advocate for applicant-accused Subhash Singh

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ORDER

1. The brief facts of the case, which require consideration for disposal of the present bail application are that present FIR has been lodged on the basis of statement of Buta Singh son of Gulwant Singh. It is alleged that he is employed as Security Supervisor in B4S Company and security checking of towers of Airtel and Idea companies in the area of Moga District is under his control. During the intervening night of 1-2.01.2022, tower belonging to Airtel company installed in Village Bhinder Kalan, 24 batteries belonging to Amar Raja Company had been stolen by some unknown persons after breaking the shelter and after removing the window panes. BRKN 94 IN No.1057199 is ID number of above said tower. He enquired about the said theft. Now he came to know that above said batteries had been stolen by Kulwinder Singh son of Gurnam Singh, Manju son of Balvir Singh, Dholi son of Charan Nath, Keeru son of Darshan and Subhash Singh son of Prem Singh and they had sold them to a scrape dealer named Laddi, who is having shop at Fatehgarh Panjtoor, who is habitual of purchasing the stolen articles. He also came to know that during the intervening night of 22/23.01.2022, unknown thieves had stolen the scrape from the shop of Munish Kumar son of Kewal Krishan, scrape dealer. They also took the DVR with them. Full name of Laddi is Sunny Kumar. Thus, present FIR has been lodged. Now apprehending his arrest, accused-applicant has filed present bail application.

2. I have heard the learned counsel for the applicant-accused as well as learned Additional Public Prosecutor for the State.

3. Today investigating officer ASI Jasvir Singh, No.441/Moga of Police Station Dharamkot has come present and stated that the applicant-accused has joined investigation and also suffered statement :-

“In pursuance of the directions issued by this court, the applicant-accused has joined the investigation. His custodial interrogation is no more required.”

In view of above said discussion and statement of investigating officer that the custodial interrogation is no more required interim order dated 22.02.2022 is made absolute, subject to following conditions :-

1. That he shall join investigation as and when called upon by Investigating Officer;
2. That 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 or to any police officer or tamper with the evidence; and
3. That he shall not leave the country without prior permission of court;

File be consigned to record room.

Pronounced.
Dated :- 3.03.2022.

Jagjit Singh Panesar, Stenographer-I

(Vikrant Kumar)
Additional Sessions Judge,
Moga (UID No.PB00213).