

**IN THE COURT OF SHRI KUNAL GOYAL, PCS;
JUDICIAL MAGISTRATE FIRST CLASS
BATHINDA
(UID No. PB00733)**

CNR No. PBBT030048312026



Case No. BA/863/2026

Presented on : 04-05-2026
Registered on : 05-05-2026
Decided on : 07-05-2026

State of Punjab Versus Rohit Kumar aged about 20 ½ years son of Lakh Raj
resident of #02, street no.04 Ambedkar Nagar,
Bathinda now residing at #22/6F, Railway Colony,
Bathinda.

FIR No. 62 dated 16.03.2026
under Section 304(2), 126(2) of BNS
Police Station Kotwali, Bathinda.

Bail application under Section 480 of BNSS 2023

Present: Ms. Deep Inder Money, Learned APP for the State.
 Ms. Gurmeet Kaur Dhaliwal, Adv for applicant/accused.

ORDER

Heard on bail application having been filed on behalf of
above-named applicant-accused in abovesaid FIR.

2. It has been averred in the bail application that this is the first
bail application on behalf of accused/applicant u/s 480 of BNSS 2023. No
such bail application has been previously filed, pending or declined by
any court including the Hon'ble Punjab & Haryana High Court,
Chandigarh. No such or similar application for bail under any of the
provisions of BNSS, 2023 has been made before any superior Hon'ble
Court. It is further averred that the aforesaid FIR has been registered on

*Kunal Goyal, PCS
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Date of Order: 07.05.2026*

the basis of statement suffered by Sanjay Sharma son of Updesh Sharma and the present case stands registered against the applicant and his co-accused. The aforesaid case has been registered on the basis of false and baseless allegations, which bear no truth and the accused/applicant has nothing to do with the same and he has been dragged in this case by the police. The accused/applicant has been falsely implicated in the aforesaid case although he had not committed any alleged crime. The accused/applicant has no concern with the alleged occurrence or with his co-accused. Lastly, it is prayed that applicant may kindly be released on bail.

3. Notice of the bail application was served upon the prosecution. No written reply has been filed on behalf of the State. However, the bail application has been orally opposed on the ground of the seriousness and gravity of offences involved, and thus, the accused should not be granted the concession of bail. With these submissions, prayer has been made for dismissal of the bail application.

4. ASI Kaur Singh, 759/BTI PS Kotwali, Bathinda appeared and suffered to the effect that *“case bearing No.60 dated 16.03.2026 under Section 307/3(5) of BNS, Police Station Kotwali, Bathinda is registered against Rohit Kumar.”*

5. Record perused. I have heard the rival contentions of both the parties and have gone through the case file minutely.

6. It is argued by the Ld. Counsel for the applicant/accused that

the applicant/accused has been falsely implicated. The police has failed to connect the applicant/accused with the alleged crime. It is further argued that the accused has undergone sufficient period of time in custody. It is therefore, argued that accused be released on bail.

7. On the other hand, it is argued by the Ld. APP for the State argued that the accused is involved in a serious offence. It is orally submitted by the Ld. APP keeping in view the gravity of offence, the accused does not deserve the concession of bail.

8. The perusal of the contents of the FIR reveals that on 16.03.2026 at about 12:30 A.M., complainant was going from Three Plam Hotel, Bathinda towards his house situated in Paras Ram Nagar, Bathinda, then accused persons standing under Bridge wrongfully restrained the complainant and snatched TVS Scooty Jupiter bearing No.PB-03BL-0939 from him. After snatching, the accused persons fled away from the spot. The approximate value of the alleged TVC Scooty is Rs.45,000/-.

9. In the instant case, the accused has been booked under Section U/s 304(2) and 126(2) of BNS. The accused is in custody since 18.03.2026. Challan in the above said FIR has already been presented and conclusion of trial will take long time. No useful purpose will be served by keeping the applicant-accused Rohit Kumar in custody for indefinite period of time. The cardinal principle of criminal law bail is the rule and jail is the exception. As such above named accused/applicant Rohit Kumar is ordered to be released on bail subject to furnishing bail/ surety

bonds in the sum of Rs.30,000/-with one surety in the like amount. The accused/applicant must comply with the conditions under Section 480 BNSS until the trial concludes including.

- i). The applicant shall attend in accordance with the conditions of the bail bonds.
- ii). The applicant shall not commit any offence similar to the offence with which accused is charged.
- iii). The applicant 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 for disclosing such facts to the court or to any police officer, or tamper with the evidence.
- iv). The applicant shall not leave India without the previous permission of the Court.

10. Copy of this bail order be sent to Superintendent Central Jail, Bathinda.

Bail bonds not furnished. The present bail application stands allowed and disposed of. Papers be attached with the main file, after doing needful.

Date of order: 07.05.2026

(Kunal Goyal), PCS
Judicial Magistrate Ist Class,
Bathinda/ (UID No. PB00733)

Dheeraj, Stenographer Gr.II

*Kunal Goyal, PCS
JMJC, Bathinda (UID-PB00733)
Date of Order: 07.05.2026*