

FIR no.95 dated 25.08.2023

CNR no. PBJL03-034480-2023

Under Section 379/380/34/411 IPC

Police Station Division No.1, Jalandhar.

Mithu Vs. State of Pb.

Present: Sh. Balraj Singh Kahlon, Advocate for accused/applicant
Mithu
Ms. Manjinder Kaur, APP for the state

1. Police record produced by ASI Malkit Singh. He stated vide separate statement that the present FIR was registered against accused in the year 2023. Accused were arrested on 28.08.2023 and is in custody till date. He stated that no recovery has been effected from accused. Present application moved by accused for bail under Section 437 Cr.P.C. is his first bail application. No bail application is pending before the Ld. District & Sessions Judge or Hon'ble High Court as per their record.

2. Heard on the bail application moved by accused/applicants through counsel. It is submitted that the accused/applicants are innocent and have been falsely implicated in the present case. It is further submitted that accused/applicant have been arrested in the above noted case by the police on dated 29.08.2023 and since then they are in judicial custody. It is further submitted that the accused/applicants have since been remanded to the judicial custody after thorough interrogation and nothing incriminating is required to be recovered from his possession. Moreover, the investigation is going on and the police will take considerable time for

presentation of final report and its conclusion is not likely to be completed in short time, as such no useful purpose shall be served by further detention of the applicant behind the bars. It is further submitted that the accused/applicant undertakes to abide by the terms and conditions to be imposed by this court if the accused/applicant be released on bail.

3. On notice being served learned APP for the state has opposed the bail application on the ground that the accused/applicants have been apprehended for commission of offence punishable under Section 379/380/34/411 IPC and releasing the accused on bail, shall hamper the trial. As such, she prayed that the accused/applicants do not deserve the concession of bail.

4. I have considered the contradictory versions of contesting parties and have deliberated over the arguments advanced in the light of circumstances and submissions made.

5. Perusal of the case file reveals that the present FIR was registered against accused/applicants for commission of offence punishable under Sections 379/380/34/411 IPC. Accused are in custody since 28.08.2023. Conclusion of trial will take sufficient long time. No useful purpose would be served by keeping the accused/applicants behind the bars. Keeping in view the above discussion, accused/applicants **Mithu and Angrej Singh** are admitted on bail on furnishing bail bonds in the sum of **₹.50,000/- each with one surety** in the like amount, failing which he be kept in custody.

6. Bail bonds and surety bonds not furnished, same be furnished.

Record of bail application be attached with the case file, if any.

Pronounced in open court
Dated 13.09.2023
Gitika Verma

(Ravtesh Inderjit Singh) PCS,
Judicial Magistrate 1st class,
Jalandhar/ (UID No.PB0522)