

Manjeet Kumar Versus State of Punjab

Present: Sh.Dimpal Kumar Sharma Advocate, counsel for the accused/applicant.

1. Sh.K.S.Bajwa, Public Prosecutor has appeared for the State.
2. Trial court record has also been received.
3. Heard.
4. The present case was registered against the accused/applicant and non-applicant as they were found in possession of Splendor Plus motor cycle without number plate and also without any document of ownership. The report under section 173 (2) Cr.P.C. was presented in the learned trial court on 08.02.2023. The accused/applicant became absent on 28.11.2023. The non-bailable warrant for the service of Manjeet Kumar received back with the report that he is lodged in Central Jail, Raebarali in case FIR No.61 dated 26.03.2023, under sections 363, 366, 376 IPC, Police Station Shivkant Ganja, District Raebareli (U.P.). Therefore his production warrants were issued.
5. The accused/applicant took the plea in the bail application that he was arrested in a FIR in Raebareli (U.P.) and he was got released in the said FIR. Therefore, he could not appear in the learned trial court on 28.1.2023.
6. There is no document on the file to prove that the accused was in

custody in the FIR registered at Police Station Shivkant Ganja, District Raebareli (U.P.) and he was got released in the said FIR. The case is pending in the learned trial court for procuring presence of the accused/applicant. Therefore, taking a lenient view, the bail application of the accused/applicant is allowed, subject to the following conditions:-

- (a) That he will surrender before the learned Trial Court/Duty Magistrate on or before 03.02.2024, the date already fixed in the learned trial court.
- (b) He will submit a personal bond of Rs.25,000/- with one surety in the like amount to the satisfaction of learned Trial Court/Duty Magistrate.
- (c) He will deposit Rs.1000/- in the office of District Legal Services Authority, Fatehgarh Sahib.
- (d) He will furnish his exact address before learned trial court and will also give an undertaking that he will inform the court if there is change in his address.

Trial court record alongwith copy of this order be sent to learned trial court.

File be consigned to record room.

Announced.

Date of Order: 15.01.2024

sorbh singla

(Arun Gupta)
Sessions Judge,
Fatehgarh Sahib
UID NO . PB0061

