

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

CNR No.PBMO01007102024.
CIS Filing No.BA/271/2024.
Date of order : 13.02.2024.

State Versus Ravinder Singh son of Shinder Pal Singh resident of
village Parjian Biharipur, Tehsil Jagraon, District
Ludhiana.

----Applicant-accused

FIR No.282 dated 15.12.2022,
Under Sections : 379, 411 IPC and
Section 21 of Mines and Mineral Act, 1957,
Police Station : Dharamkot.

Bail Application under Section 438 Cr.P.C.

Present:- Shri Ashok Bhandari Advocate for applicant-accused
 Shri Sahib Singh, Additional Public Prosecutor for State.

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ORDER

The brief facts of the case, which require consideration for disposal of the present bail application are that present FIR has been lodged on on the basis of ruqa sent by ASI Raghwinder Parshad on 15.12.2022. It is alleged that when he along with other police officials riding on Government vehicle bearing No.PB-29H-4498 was present at Village Fatehpur Kannian, in connection with patrolling, he received secret information that earlier FIR was registered by him for taking sand from the quarry of Fauja Singh, from said quarry, Bachittar Singh and his companions after loading the sand on tractor trolleys with the help of JCB Machine are coming to sell it. If raid is conducted, above named persons can be apprehended red-handed. FIR was got lodged. Raid was conducted. Two Swaraj-855 tractors along with trolleys were found entangling in wheat crops. One tractor-trolley was loaded with sand whereas other tractor-trolley was empty. No person was found present there. Vehicles were taken into police possession. Thereafter, accused/ applicant was nominated in the present case vide rapat No.14 dated 01.01.2023 on the basis of statement of co-accused Bachittar Singh, who has disclosed that Ravinder Singh alias Kali also came at the spot for the purpose

of mining of sand on his Tractor No.PB-25H-1007. The accused-applicant could not be arrested. Now apprehending her arrest, the applicant-accused has filed present pre-arrest bail application.

2. I have heard learned counsel for the applicant-accused as well as learned Additional Public Prosecutor and have gone through the record.

3. I have heard the learned counsel for the applicant-accused as well as learned Additional Public Prosecutor for the State and have gone through the record.

4. Vide order dated 07.02.2024 passed by this Court, applicant-accused was directed to join the investigation. Today, ASI Jaswinder Singh, Police Station Dharamkot has come present and stated that applicant-accused has joined the investigation and also suffered statement :-

“Stated that he has brought the record of the present bail application. As per record, the accused/applicant has joined the investigation as per direction issued by the Hon’ble Court dated 07.02.2024. His custodial interrogation is not required. No bail application of the accused/applicant is pending before the Hon'ble High Court.”

5. In view of above said discussion and statement of investigating officer that applicant-accused has joined investigation & his custodial interrogation is no more required, interim order dated 07.02.2024 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 the record room.

Pronounced.
Dated :- 13.02.2024.

Sunny Stenographer-II

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

State Vs. Ravinder Singh

Present:- Shri Ashok Bhandari Advocate for applicant-accused
Shri Sahib Singh, Additional Public Prosecutor for State.

Today ASI Jaswinder Singh has come present and suffered his separate statement that he has brought the record of the present bail application. As per record, the accused/applicant has joined the investigation as per direction issued by the Hon'ble Court dated 07.02.2024. His custodial interrogation is not required. No bail application of the accused/ applicant is pending before the Hon'ble High Court

Arguments heard. Vide my separate order of even date, the present bail application stands allowed. File be consigned to the Record Room.

Pronounced.
Dated :- 13.02.2024.

Sunny Stenographer-II

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