

CNR No. PBSAA1 000072 2022

BA/28/2022

Tabrez Alam Vs State of Punjab

FIR No. 134 of 28.09.2019

U/S: 379 & 411 of I.P.C..

P.S. City Kurali.

Present: Sh. Bhal Singh Beniwal and Sh. Vijay Agnihotri Advocates,
Counsel for applicant / accused Tabrez Alam
Sh. Gurjinder Singh, Ld. APP for State

ORDER:-

Heard on bail application dated 17.01.2022 moved on behalf of accused/applicant Tabrez Alam. It has been submitted in application by the accused that he is innocent and case registered against him is false. Nothing is to be recovered from him. Learned counsel for applicant/accused has argued that accused will abide by the terms and conditions as imposed by the Court while granting the concession of bail. As such, prayer is made that accused be granted concession of bail.

2. Notice of bail application was issued to Ld. APP for State for today i.e. 20.01.2022. Ld. APP for the State caused appearance and filed reply to bail application in connected case titled as Sajid vs State of Punjab, wherein it has been submitted that accused Tabrez Alam along with his co-accused persons had stolen Bolero Car bearing registration No. PB-65M-3737 on 28.09.2021 belonging to complainant Rajinder Singh from outside of his house situated in the area of City Kurali. The vehicle in question has been recovered from accused in the area of Police Station Sadar Bazar Saharanpur, upon which FIR No. 561 dated 11.12.2021 has been registered at Police Station Sadar Bazar Saharanpur. Accordingly, accused along with his co-accused persons had been

arrested in the area of Police Station Sadar Bazar, Saharanpur. It has been further submitted that accused Tabrez Alam and his co-accused have been produced in this Court on 05.01.2022 upon production warrants issued against them on 15.12.2021 and they were formally arrested on 05.01.2022 in present FIR. Ld. APP for the State has argued that investigation of present case is at initial stage and as such prayer was made that bail application of applicant/accused be dismissed.

3. After hearing the arguments raised by the learned counsel for applicant/accused and Ld. Addl.P.P for the State, I am of the considered opinion that alleged recovery has already been effected from the accused and no further recovery is to be effected. The presentation of Challan and then conclusion of trial will take long time and no useful purpose will be served by keeping the accused in custody as it would put extra burden on the State Exchequer. Hence, applicant/accused Tabrez Alam, is ordered to be released on bail in present F.I.R., subject to compliance of the conditions prescribed under Section 437(3) Criminal Procedure Code and subject to his furnishing bail bonds in the sum of Rs.2,00,000/- (Rupees Two Lakhs Only) with one local surety in like amount. Bail application stands disposed of accordingly.

4. Requisite bail/surety bonds not furnished at this stage. Papers be tagged with remand papers / FIR.

Pronounced in open Court.
Date of Order: 20.01.2022

(Sumit Kumar)
Stenographer Gr-II

(Sudipa Kaur)
Judl. Magistrate Ist Class
Kharar / UID: PB – 0556