

In the court of Ms. Amandeep Kaur,
Additional Sessions Judge,
Patiala.(PB0207)

BA No.2519-2021
CNR No.PBPT01007421-2021
Date of Decision:29.07.2021

Sahil Walia vs. State of Punjab

FIR No. 122 dated 24.06.2021

U/s 379-B, 411 IPC

Police Station Urban Estate, Patiala.

Application filed U/s 439 of Cr.P.C for grant of regular bail.

Present: Sh. Mandeep Verma, Advocate for bail applicant
Sh. Gaurav Dewan, Addl. PP for State

ORDER:-

1. This order of mine shall dispose off regular bail application moved by the present bail applicant in case FIR No.122 dated 24.06.2021, U/s 379-B,411 IPC, Police Station Urban Estate, Patiala.

2. As per the case of the prosecution, the accused was arrested on the allegations that he along with his co-accused snatched mobile belonging to the complainant. FIR under Sections 379-B IPC was registered.

3. Learned counsel for the bail applicant pressed the bail application on the grounds that the bail applicant is an innocent person who has been falsely implicated in the present case. He further argued that nothing was recovered from the bail applicant and he is in judicial custody since 24.06.2021. He prayed that the accused is in custody since

long and he should be granted bail. He added that the alleged recovery has already been effected.

4 Learned Addl PP for the State opposed the bail application on the grounds that the bail applicant has committed heinous crime and as such, he does not deserve any leniency and prayed for dismissal of bail application.

5 I have heard and perused the police record. Perusal of the record shows that the accused/bail applicant is in custody since 24.06.2021. As per the case of the prosecution, the accused was arrested on the allegations that he along with his co-accused snatched the mobile phone belonging to the complainant. The factum of recovery allegedly effected from the bail applicant is to be ascertained during trial. The recovery has already been effected. No other FIR is pending against the bail applicant. The presentation of challan and thereafter completion of trial would take long time. As such, no useful purpose would be served by detaining the applicant-accused into custody for an indefinite period as pre-trial detention is never considered to be just in the interest of justice.

6. Keeping in view these facts and circumstances, application filed by applicant-accused is hereby allowed and he is ordered to be released on regular bail on furnishing the bail bonds in the sum of Rs.1,00,000/- with one surety in the like amount before the Illaqa/Duty Magistrate, Patiala within 7 days from today failing which this order shall be automatically cancelled subject to the following conditions:-

1. That the accused shall not tamper the prosecution witnesses

2. That the accused shall not leave the country without prior permission of the Court:

3. That the accused shall appear in the Court on each and every date of hearing.

7. In case the applicant mis-uses the concession of bail by absenting from the proceedings without any sufficient and reasonable cause, this bail order shall be cancelled. Bail application be consigned to record room.

Date of order:
29.07.2021

Rakesh Mittal,
Stenographer I

Amandeep Kaur
Addl. Sessions Judge, Patiala
UID NO. PB0207