

**IN THE COURT OF Dr. RANJAN KUMAR KHULLAR,
ADDL. SESSIONS JUDGE, BATHINDA
(UID PB0215).**

CIS No: BA/2593/2024
Date of Order: 29.07.2024

State of Punjab.

Versus

Mukhtiar Singh son of Bhan Singh.

.....Accused-applicant.

FIR No.52 dated 18.06.2023.

Under Sections- 479, 413 IPC
PS Nandgarh, Bathinda

Bail application u/s 483 BNSS

Present: Sh. Rohit Kumar Garg, Advocate for petitioner.
Sh. Chand Kumar, Addl. PP for the State.

ORDER

1. The first post arrest bail application filed by the petitioner under Section 439 Cr.P.C. in the abovesaid case FIR, is considered. However, bail application under Section-438 Cr.P.C has been dismissed vide order dated 21.12.2023.

2. Summary of the case of the prosecution is that FIR was registered on the statement of Kulvir Singh against unknown persons regarding stealing of copper and oil from the transformer of his agricultural tubewell. During investigation, name of accused reflected.

3. The case of the petitioner is that he has been falsely implicated in the present case. Nothing was recovered from the petitioner. The recovery

has been planted upon him. He is in custody since 09.04.2024. Challan has been presented. However, conclusion of trial will take its own sufficient time. On the other hand, learned APP for the State contested the bail application by submitting that the offence in question is serious one. So, he does not deserve concession of bail.

4. I have considered the rival submissions.

5. The petitioner has been in custody since 09.04.2024. Challan has been presented. However, conclusion of trial will take sufficient time. Nothing is to be recovered from the petitioner. Petitioner is said to be the first offender. It is also not the case of the prosecution that petitioner would influence the witnesses or flee the trial, if released on bail.

6. In view of factual circumstances of the case, petitioner is directed to be released on bail on furnishing bail bonds and surety bonds in the sum of Rs.50,000/- to the satisfaction of Illaqa Magistrate/Duty Magistrate, subject to the conditions under Section 437(3) and 439(2) Cr.P.C.

7. Copy of this order be sent to the quarter concerned. Bail application be attached with the remand papers, if any, otherwise, be consigned to the Record Room.

Pronounced in the open Court.
Date of Order: 29.07.2024
Rajesh Kumar, Steno.Gr.II

(Dr. Ranjan Kumar Khullar,)
Addl. Sessions Judge,
Bathinda./29.07.2024
UID No.PB0215