

**IN THE COURT OF RAVI INDER SINGH
ADDITIONAL SESSIONS JUDGE,
MANSA.**

CIS No.BA/1057/2023
CNR No. PBMN010029142023
Decided on; 20.07.2023.

State of Punjab

Versus

Sunny Kumar Singh, aged 29 years, son of Sudhir Singh, resident of Aligarh, PS B-Kothi, District Purnia, now at Sector-30, Rakhi Raipur (Chhatisgarh).

.....Applicant/accused

FIR No.53 dated 23.06.2023,
Under Section 25 of the Arms Act and enhanced for
offence under Sections 392, 473, 411 IPC
Police Station Jhunir, District Mansa.

First bail application under Section 439 Cr. P.C.

Present; Shri L.S. Sran, Advocate, for applicant-accused.
 Shri P.S. Chahal, Addl.PP for respondent-State .

ORDER.

GROUND'S MENTIONED IN THE APPLICATION:

The instant application for grant of regular bail under section 439 Cr. P.C. has been moved on behalf of accused/applicant Sunny Kumar Singh mainly on the grounds of false implication; no offence having been made out under the Arms Act; nothing to be recovered from the applicant and trial likely to take long time.

NATURE AND GRAVITY OF OFFENCES IN THE FIR :

2. Present FIR has been registered for offence under Section 25 of the Arms Act against applicant-accused on the allegations that accused was found with illegal weapon i.e. pistol (katta) without magazine near

Swift Car bearing No. CG-04ND-7002. Upon search, a live cartridge KF 7.65 was also recovered from the pocket of his trouser.

ANTECEDENTS OF THE APPLICANT:

3. As per statement of ASI Amrik Singh No.710/Mansa, one other FIR No. 14 dated 10.7.2023 under Section 392 IPC, P.S. Madhuban, District Giridihe was registered against the applicant-accused.

ARGUMENTS ON BEHALF OF APPLICANT:

4. Learned Counsel for the applicant while reiterating the grounds mentioned in the bail application has further argued that recovered vehicle is not in the name of accused and there has been enhancement of offence later on and learned counsel has prayed for allowing the instant application.

ARGUMENTS ON BEHALF OF STATE:

5. Contesting these submissions, learned Addl. PP for the State has argued that infact the police has found that the applicant has robbed the vehicle in the accident from Jharkhand and co-accused has died in accident while he alongwith present accused were escaped in the vehicle in question. Learned Addl. PP has prayed for dismissal of the instant application keeping in view the nature and gravity of the offence.

OPINION:

6 Heard. Record perused. As per statement of the investigating officer another FIR 14 dated 10.7.2023 under Section 392 IPC, P.S. Madhuban, District Giridihe has also been registered as the present applicant for robbing the vehicle in which he is alleged to have been caught with the pistol. Considering the gravity and seriousness of the offence and his antecedents, he is not found entitled to release on bail at

this stage. Hence, without commenting upon the merits of the main case, the instant application for grant of regular bail of applicant-accused stands dismissed. Bail application file be consigned to the record room.

Pronounced on : 20.07.2023
(Parveen Kumar)

(Ravi Inder Singh)
Addl. Sessions Judge,
Mansa,
UID No.PB0237.

CNR No.PBMN01002914/2023

BA-1057-2023

State Vs. Sunny Kumar Singh

Present; Shri L.S. Sran, Advocate, for applicant-accused.
Shri P.S. Chahal, Addl.PP for respondent-State .

Police record is perused and returned. Statement of ASI Amrik Singh No. 710/Mansa PS Jhunir has been recorded regarding antecedents of accused. Arguments heard. Vide my separate detailed order of even date, present regular bail application stands dismissed. Bail application file be consigned to the record room.

Pronounced on : 20.07.2023
(Parveen Kumar)

(Ravi Inder Singh)
Addl. Sessions Judge,
Mansa,
UID No.PB0237.

