

CNR No.PBFZ0100-0202-2021

BA No.66, dated 14.01.2021

CIS No.BA-106 of 2021

Date of Order : 15.01.2021

(Application for bail under Section 439 of Cr.P.C.)

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Present: Sh. Deepak Khullar, Advocate, counsel for the applicant/
accused.

Sh. Rajiv Chaudhary, Addl. P.P. for the State.

O R D E R

1. Heard on the regular bail application filed by applicant/accused Amar Singh, under Section 439 of Cr.P.C, pertaining to FIR No.138, dated 22.10.2019, under section 174-A IPC, Police Station, Makhu, wherein learned Additional PP for the State has opposed the same on the ground that there are serious allegations against the applicant/accused.

2. Today, ASI Sukhbir Singh is present and has suffered statement that the applicant/accused is in custody in this case since 04.01.2021.

3. Perusal of the lower court record shows that the applicant/accused was declared proclaimed offender by the learned

trial court on 23.08.2018, on account of his non-appearance despite proclamation, the present FIR has been registered.

4. While taking into consideration the aforesaid facts and circumstances of the present case, this court is of the view that he has learnt a lesson to remain absent from the court, in the form of the present FIR as well as the custody, since 04.01.2021. There is no allegation against the applicant/accused that he will tamper with the prosecution evidence or threatening the witnesses, if released on bail. Conclusion of the trial is likely to take time and no useful purpose would be served by keeping him, in judicial custody for an indefinite period, as such, the present bail application filed by the accused/applicant U/s 439 of Cr.P.C. is accepted and disposed of. He is ordered to be released on regular bail to the satisfaction of the trial court/ Duty Magistrate.

5. Anything said in this order shall not affect the merits of the main trial in any manner. File be consigned to the record room.

Pronounced in open Court.
Dated: 15.01.2021
yashpaul

Sd/-(Sachin Sharma)
Addl. Sessions Judge,
Ferozepur
UI Code – PB0519