

**In the court of Sardar Harjeet Singh, Additional Sessions Judge,
Moga. (UID No.PB0131)**

CIS No.BA/1062/2024
CNR No.PBMO010029102024
Date of Order:- 23.05.2024

Jaspreet Singh @ Jassa son of Avtar Singh, resident of Bhogu Patti, Bilaspur,
District Moga.

....Accused/Applicant

Versus

State of Punjab

FIR No.103 dated 20.12.2023,
Under Sections :- 379-B,411,201,489 IPC
Police Station :- Ajitwal.

Bail Application under Section 439 Cr.P.C.

Present :- Shri Amrit Mittal, Additional Public Prosecutor for the State
Shri Ashwani Kumar, Advocate for accused/applicant.

ORDER

Vide this order, I intend to dispose of bail application under
Section 439 Cr.P.C filed by applicant/accused in the FIR mentioned above.

Police record was summoned and received.

Learned counsel for accused/applicant has argued that accused/
applicant has been falsely implicated in the case in hand. Accused/applicant is
in custody since 20.12.2023. Co-accused has been granted regular bail by this
court. The case is registered on the basis of secret information. Completion of
trial will take long time and prayed that applicant/accused be released on bail.

On the other hand, learned Additional Public Prosecutor for State
argued that serious allegations have been levelled against accused/applicant. It
is not a fit case, where concession of bail can be given to accused/applicant.

Lastly, he prayed that bail application be dismissed.

I have considered the submissions of learned counsel for accused/applicant and learned Additional Public Prosecutor for the State.

As per the version of the prosecution, on 20.12.2023, police party headed by ASI Sandeep Kumar in connection with patrolling and in search of suspected persons was going towards villages Ajitwal, Dhudike, Maddoke etc. When they reached Bus Stand Village Dhudike, he received secret information that Gursewak Singh @ Ghuggi son of Balvir Singh, Jaspreet Singh @ Jassa son of Avtar Singh and Kulwinder Singh @ Kinda @ Golu son of Baljit Singh used to commit thefts and snatchings at toy pistol point. On that day, all of them on Hero Splendor motorcycle bearing No.PB-06/AC-9607 are coming from Village Takhanwadh to Dhudike via link road. If barricade is laid, they can be apprehended red handed. Ruqa was sent to Police Station and FIR was registered accordingly. Barricade was laid at the disclosed place and the accused were apprehended.

The accused/applicant is in custody since 20.12.2023. Completion of trial will take a lot of time. No useful purpose would be served by detaining applicant/accused behind bars for an indefinite period. Culpability of applicant/accused shall be gauged during the course of trial. Keeping in view the heavy pendency before this court and without much commenting upon merits of the case, bail application is allowed and applicant/accused is ordered to be admitted on bail on furnishing his personal bonds in the sum of ₹ 75,000/- with one surety in the like amount with following conditions:-

- (i) that applicant shall not leave the country without prior permission of the Court;
- (ii) that he shall appear in each and every date of hearing;

(iii) that he shall not tamper with the prosecution evidence or shall not threat any prosecution witness.

Papers be attached with relevant record.

Pronounced.
23.05.2024.
(Jagjit Singh Panesar, Stenographer-I)

(Harjeet Singh)
Additional Sessions Judge,
Moga. (**UID No. PB0131**)