

Dilbagh Singh @ Bagga Versus State. BA No.1074 of 2020.
(CNR No. PBHO01-002693-2020).

Present: Shri Vikas Sharma, Counsel for applicant-accused.
 Shri Satnam Singh, Additional PP for the State.

ORDER:

Applicant-accused Dilbagh Singh @ Bagga is seeking regular bail under Section 439 Cr.P.C in FIR No.250 dated 10.10.2018, under Section 379-B of IPC, Police Station Tanda, District Hoshiarpur. It is pleaded that the applicant-accused is in custody since 14.11.2018 and case is pending in this Court. The conclusion of trial will take time. Due to peculiar circumstances, there is apprehension of Covid-19 infection to the applicant-accused. He undertook to abide by the terms of bail and prayed for releasing him on bail.

2. Upon notice, Learned Additional PP for State did not file reply, but orally opposed the bail application.

3. I have heard the arguments of Learned Counsel for applicant-accused as well as Learned Additional PP for the State and have perused the record carefully. As per allegations, complainant Jaswinder Kaur wife of late Sarwan Singh, resident of Village Moonak Kalan made statement to the police that on 10.10.2018, she alongwith Rajinder Kaur was going from her Village towards Tanda side on her Activa bearing No.PB-07BF-6692. At about 3.30 PM, when they reached near fields of Paramjit Singh, two boys came there on a motorcycle and stopped in front of scooty. They show them pistol and asked them to give everything which they have.

One person kept the motorcycle start and second person snatched purse from her sister containing Rs.20,000/- in cash and two mobile Sims. Accused also checked their scooty and then fled away towards Village Moonak Kalan. Later on, accused were arrested in other case and on their disclosure statements regarding snatching of purse, FIR was registered against them.

4. Now from the facts, it comes out that the applicant-accused is in custody since 14.11.2018 and he was booked in this case on his own disclosure statement made in some other case. The conclusion of trial will take time. Without commenting further on the merits of the case, no useful purpose will be served by keeping the applicant-accused in custody, rather it will be burden on the State Exchequer. Thus, application filed by applicant-accused Dilbagh Singh @ Bagga under Section 439 Cr.P.C is hereby allowed and he is directed to be released on bail subject to his furnishing personal bond in the sum of Rs.50,000/- with one surety in the like amount. However, in view of prevailing situation due to COVID-19, the personal bonds be submitted before the Superintendent, Central Jail, Hoshiarpur who will verify the same and sent back to the Court concerned and release the accused with direction to furnish bail/surety bonds within one month before the Court concerned after the situation become normal. Copy of order be sent to the Superintendent, Central Jail, Hoshiarpur. Bail application be attached with the main file pending in this Court.

Announced in open Court:

Dated: 3rd June, 2020.

‘Gautam Manocha, JW (SG)’

(Sandeep Kumar Singla),
(D) Addl.Sessions Judge,/Hoshiarpur.
(UID No.PB-0118).