

State of Punjab VS. Lovepreet Singh

Present: Sh. Lohit Goyal APP for the State.

Sh. Vikramjit Singh Adv., counsel for accused Lovepreet Singh.

Statement of IO has been recorded. This order of mine shall dispose of an application moved by accused/ applicant through counsel for releasing him on bail. It has been alleged that a false case has been registered against the accused. The accused/applicant is innocent. He has not committed any offence. Nothing is to be recovered from the accused. Challan has not been presented against the accused. As the investigation/trial of the case is going to take a considerable long time, hence no useful purpose will be served by keeping the accused behind the bars, so accused be released on bail. Hence, this application.

Per contra, Ld. APP for the state submitted that the accused/applicant is a habitual offender and he is already involved in three another FIR in PS City Sunam and City Sangrur. Therefore, he is not entitled for bail. He further opposed the present bail application and prayed for dismissal of the present bail application.

Heard. As per the prosecution story, the FIR was lodged against unknown persons and accused was nominated later on, on the basis of statement of complainant and in the present FIR accused persons were committed theft of motorcycle bearing No. PB13Y9130 and no recovery has been effected from accused Lovepreet Singh and accused is involved in three other FIRs i.e. FIR No. 9 of 15.01.2025 U/s 303 (2), 317 (2) BNS PS City Sunam, FIR No. 36 dated 25.02.2025 U/s 303 (2), 317 (2) BNS PS City Sunam and FIR No. 8/2025 U/s 303 (2), 317 (2) BNS PS City Sangrur.

After hearing the rival contentions of learned counsel for the accused as well as of learned APP for the State and after going through the file very minutely, this Court is of the view that present FIR was registered for the offence under section 303 (2), 317 (2) BNS PS City Sunam and three other FIRs have been registered against the accused i.e. FIR No. Accused are involved in three other FIRs i.e. FIR No. 9 of 15.01.2025 U/s 303 (2), 317 (2) BNS PS City Sunam, FIR No. 36 dated 25.02.2025 U/s 303 (2), 317 (2) BNS PS City Sunam and FIR No. 8/2025 U/s 303 (2), 317 (2) BNS PS City Sangrur which transpires that he is habitual offender. At this stage, keeping in view of above-said circumstances, the applicant is not entitled for concession of bail. Therefore, no ground is made out to grant bail to the applicant. In view of above discussion, the present bail application of applicant is dismissed. Papers be attached with the main file.

Pronounced.

Date of Order: 28.03.2025
Himanshu Gakhar, Stenographer-III

(Gurbhinder Singh Johal)
Sub Divisional Judicial Magistrate
Sunam. UID No. PB0373