

Present: Sh. Inderjeet, Ld. APP for the State.
Sh. Satbir Singh Yadav, Advocate for applicant Santu Pandit.

In compliance of the order bearing Endst. No.12186 dated 29.11.2025 passed by Hon'ble District & Sessions Judge, Rewari file put up before me as Dr. Renu Solkhe, learned ACJ (SD)-cum-Chief Judicial Magistrate, Rewari has extended her Child Care Leave w.e.f. 01.12.2025 to 10.03.2026.

1. Reply of second bail application filed. Arguments on the bail application heard. Learned defence counsel appearing on behalf of abovenamed accused has prayed for grant of bail to the abovenamed accused by submitting that the first bail application of accused has dismissed vide order dated 03.12.2025. The applicant/accused is innocent person and serving with the complainant since one month 10 days and he requested the complainant to accept his leave as his wife is ill, upon which the leave was not sanctioned and the complainant not give the salary in time to the applicant/accused, the he told him that he is not more rendering service towards him and he will left his job. Upon which, complainant given threat that you have no legal right to leave job without his permission and also not given the salary to applicant within time and thus applicant has left his job. Complainant in collusion with local police wrongly made the name of the applicant/accused for theft of alleged ornaments of gold rather there is no role on the part of applicant/accused and he has been implicated in a false and frivolous case. No recovery has been effected from the accused. The alleged FIR has been lodged after delay of 4 days because as per prosecution, the alleged theft was committed on 17.10.2015 and the Fir has been lodged on 21.10.2025 and the reason of the delay has not been mentioned in the FIR. He further submitted that accused in custody since 11.11.2025.

2. Learned APP for the State on the other hand has vehemently opposed the bail application by submitting that the abovenamed accused has committed a grave and serious offence. It has been further submitted by the learned APP for the State that if the abovenamed accused is granted bail then he can tamper with the evidence and can absented himself from the Court. On basis of these submissions, the learned APP has prayed that the present second bail application may kindly be dismissed.

3. After hearing the contentions as put forth by the learned defence counsel and the learned APP for the State, this Court does not agree with the contentions of the learned defence counsel and finds force in the contentions as have been put forth by the learned APP

for the State. The accused has committed a grave and serious offence. The first bail application has been dismissed vide order dated 03.12.2025. Merely filing of challan is not relevant and does not provide any fresh ground to grant bail to the accused. Hence, it is evident that the allegations against the abovenamed accused is grave and serious in nature. Moreover, this Court is of the considered view that if the abovenamed accused is granted bail, there is a likelihood of his tampering with the evidence. In view of the foregoing discussion, this Court is not inclined to grant the concession of bail to the abovenamed accused, Santu Pandit. Consequently, his second bail application is dismissed and disposed off accordingly. Papers be tagged with the remand papers.

24.12.2025

(Jogindri)
D/ACJ(SD)/ACJM, Rewari
UID No. HR-0328