

**In the court of Hira Singh Gill,
Additional Sessions Judge, Jalandhar.
UID No (PB0153)**

Bail Application number	BA/2133/2020
CNR number	PBJL010055632020
Date of Institution	11.06.2020
Date of Order	24.06.2020.

Gurmej Singh aged about 32 years, son of Bir Singh, resident of Village Kulla, Bikhiwind, Tarn Taran, Punjab.

...Accused/applicant

Versus

State of Punjab

...Respondent

FIR No. 52 dated 03.04.2020
Under Section 456/380 IPC.
Police Station Kartarpur, Jalandhar.

[Second Application for Bail U/s 439 of Cr.P.C.]

Present: Sh. Indermohan Singh Advocate for accused/applicant on VC.
Sh. Manoj Kumar, Addl. PP for the State.

ORDER:

1. Second bail application of accused/applicant Gurmej Singh under Section 439 Cr.P.C. is considered.
2. The instant second bail application has been filed under Section 439 Cr.P.C. in FIR No. 52, dated 03.04.2020 at Police Station Kartarpur, under Section 456, 380 IPC, on the presentation of challan.
3. The allegation against the accused/applicant is that he along with other co-accused persons committed theft of mobile phone and some cash from the complainant Rajesh Kumar. The complainant is

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labourer and he was sleeping along with other labourers in a tubewell room and tarpaulin hut in the field of Jaspal Singh Toor.

4. On the other hand, case of the accused/applicant is that he has been in custody since 04.04.2020. The alleged recovery has already been effected.

5. While the learned Additional Public Prosecutor of the State contested the bail application.

6. I have heard the rival contentions.

7. The case pertains snatching of the mobile phone and cash from the complainant, while he was sleeping in the tubewell room. The alleged recovery has already been effected from the accused/applicant. Challan has already been presented. All the offences in question are triable by the court of Magistrate. The conclusion of trial will take long time. No useful purpose would be served by keeping the accused behind the bars for an indefinite period. While, it is not the case of the prosecution that if the accused will be released on bail he will influence the prosecution witnesses or flee from the trial.

8. In view of these circumstances, bail application of the accused/applicant succeeds. Accordingly, accused/applicant is directed to be released on bail on furnishing bail bonds and surety bonds for the sum of ₹50,000/- to the satisfaction of learned Trial Court/Duty Magistrate subject to following conditions:

- a) That accused/applicant will not tamper with the prosecution evidence and will not offer any threat, promise

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or inducement, directly or indirectly to any of the person acquainted with the facts of the case, dissuading him from disclosing the same to the court/ investigating agency;

b) That accused/applicant will not leave the limits of India without prior permission of the court.

c) That accused/ applicant will appear in the trial court on each and every date of hearing. Trial Court is at the liberty to cancel the bail order, in case accused will absent from the court, subject to any exemption is granted by the trial court.

6. The instant bail application stands allowed. Lower Court file be sent back along with copy of this order. Bail application file be consigned to record room.

Pronounced.
Dated: 24.06.2020.
Deepak Dogra

(Hira Singh Gill)
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