

(CNR No.HRJN010073182023)

(CIS No.BA-1186-2023)

Sinder Versus State of Haryana

Present: Shri Sanjeet Sharma, Advocate for the Applicant-accused.
Ms.Anita Nuniwal, Public Prosecutor for the State assisted
by Shri Ajay Kumar, Public Prosecutor.

ORDER:-

This is an application for regular bail to the applicant-accused
Sinder Singh son of Ishwar Ram, resident of village Mandvi, District
Sangrur (Punjab), in case FIR No.135 of 19.05.2021, under Sections 395
and 397 IPC and 25 of Arms Act, Police Station, Uchana.

2. The accused-applicant was arrested in this case on
04.06.2021. He was granted concession of regular bail by learned
Predecessor of this Court vide order dated 21.02.2022. He has furnished
the bail bonds and surety bonds on 12.12.2022 and was released on bail.
However, he has absented himself on 01.02.2023 and thereafter only
when he was arrested in another case bearing FIR No.168 of 2018, U/s
419, 420 and 406 IPC, Police Station, City Ratia and was lodged in
Central Jail-1, Hisar, that production warrants were issued against him
and his presence was secured in this case.

3. The applicant-accused seeks regular bail that he could not
appear in the Court on 01.02.2023, his bail bonds and surety bonds were
cancelled and forfeited to State and non-bailable warrants were issued
against him for 03.04.2023. On 03.04.2023, he has however not present as
he was in custody in another case and his presence was marked in this
case through video conferencing on 27.04.2023. It is thus contended that

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his presence before the Court was not intentional.

4. On the other hand, the contentions on behalf of prosecution are that while filing the detailed reply as well as status of cases against the applicant-accused are that he has been convicted in five cases and acquitted in one case. It is contended that seeing that the applicant-accused is habitual offender and a convict in five cases, there is every likelihood that if granted the concession of bail, he will misuse the same. It is thus prayed that the present application be dismissed.

5. Keeping in view the number of criminal cases in which the applicant-accused has been convicted, yet he has misused the concession of bail granted to him. No sound and valid reason has been mentioned in the application for absenting himself on 01.02.2023. The applicant-accused has also not surrendered before the Court by himself and was rather lodged in Central Jail-1, Hisar in connection with other case and thereafter through production warrants his presence was secured. Keeping in view that he is convicted multiple times and yet he has misused the concession of bail, thus in my view, the applicant-accused is not entitled to concession of bail. Accordingly, the present bail application is hereby dismissed. Bail application file be tagged with the main case file.

Pronounced in open court.

Dated: 19.09.2023.

Pawan Kumar,
Executive Assistant.

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Sessions Judge, Jind.

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