

FIR No.77/26.03.2026
U/s. 304, 3(5) BNS
PS B. Division, Amritsar.

BA-1035-2026

Present : Sh. KS Laddi Advocate counsel for applicants/accused –
Rajinder Singh alias Raju Singh and Harpal Singh alias Pal
Ld. APP for the State.

Police record perused. Arguments have been heard upon the application filed for bail on behalf of applicant/accused-Rajinder Singh alias Raju Singh and Harpal Singh alias Pal. It is averred in the application that applicants are innocent and have been falsely involved in this case. That an offence has been committed by the applicants. That the whole story of the prosecution is totally false, fabricated and concocted one and the applicants have been falsely roped in this case. That the applicants are not named in the FIR. That nothing has been recovered from the possession of applicants. That there is no direct or indirect evidence against the applicant. That the applicants have been arrested in this case on 28.03.2026 and since then they are in custody, hence no more required by the police for further investigation. That the presentation of challan and conclusion of trial will take long time, therefore, there is no useful purpose will be served by keeping the applicants behind the bars. That the applicants undertake to abide by all the conditions imposed by this Court. That the applicants will not abscond while on bail. That neither similar bail application is pending at any lower Court, Sessions Court, Hon'ble Punjab & Haryana High Court at Chandigarh nor at Hon'ble Supreme Court of India nor has been decided by any Court of India. Therefore, the bail application be allowed.

On the other hand, the learned APP for the State filed no reply, rather orally opposed the contents and has prayed for dismissal thereof.

Heard. The perusal of the file shows that the present FIR has been registered against the accused on the statement of Akashdeep Singh son of Amrik Singh, resident of Gali Ramlal Mohalla, Guru Ka Khu, District Tarn Taran averring therein that he is resident of above said address and he is working at the shop of Sunny Jeweller. That today his owner handed over to him gold chain, one bangle and one gold piece, total weighing 34 grams approximately and one pair of silver bangle weighing 8 tola. That at about 02:30 PM, he was sent from Tarn-Taran to Guru Ka Bazar, Amritsar on Activa bearing no.PB-46-AF-1696, for repairing the gold. That at about 03:50 PM, he stopped under bridge of Kot Mit Singh at Cafe situated near the canal for going to bathroom. But due to rush, he turned back his Activa. That two persons standing there, started conducting checking and told him that they are Police officials and they have to take him to Police Station. That in the meantime, they forcibly snatched away the items lying in the diggy of the Activa along-with I-phone 12 Pro color grey. That he narrated this incident to his owner Satnam Singh and he came at the spot. Resultantly, present FIR.

I have perused the judicial paper again and perusal of the same revealed that applicants/accused were arrested on 28.03.2026 and since then they are behind the bars. On the other hand, learned counsel for applicants/accused pleaded that they are innocent and no recovery has

been effected from them.

To my view at this stage, there is nothing to suggest that accused will run away from the criminal justice system and rather applicants/accused stated in the application that they will appear the Court or police as and when called for. Further the said allegations and its denial is matter of evidence. Therefore, by considering the allegations against the accused and custody already undergone by them, I find that no useful purpose would be served by keeping the accused behind the bars for any further period especially when the completion of the investigation and conclusion of trial may take reasonably long time and no custodial interrogation is required. Furthermore, bail is the rule and Jail is exception, except where there are circumstances suggestive of fleeing of accused from justice or thwarting. This view of mine got support from ***State of Rajasthan, Jaipur Vs Bal Chand alias Baliy AIR 1977 (SC) 2447***. Further, to keep them (accused) behind the bars for further more time will may also cause unnecessarily financial burden upon the Ex-chequer of the State. Thus, without commenting upon the merits of case, the accused Rajinder Singh alias Raju Singh and Harpal Singh alias Pal, are hereby admitted on bail for the offence under section 304, 3 (5) BNS subject to furnishing bail bonds for an amount of Rs.50,000/- and surety bonds of the like amount by each accused and following conditions:

- (i) The applicants/accused will not commit an offence similar to offence of which they are accused.

- (ii) The applicants/accused will appear on each and every date of hearing whenever directed by the court.
- (iii) The applicants/accused shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade them from disclosing such facts to the court or to any police officer or tamper with the evidence.

Necessary bail bonds and surety bonds not furnished. Papers be tagged with remand/FIR.

Applicants/accused be intimated immediately about granting bail to them through Superintendent, Central Jail, Amritsar through E-mail.

Date of Order:22.04.2026

Chander Mohan

Directly Dictated

Amarjeet Singh, PCS

JMIC, Amritsar,

UID No.PB 0480