

In the court of Shri Jagdeep Singh Marok,
Addl. Sessions Judge-1, Ludhiana.
(Unique Identification Code No. PB-0074)

BA 1812-2020
CNR No. PBLD01-001000-2020
Date of Order 16.04.2020

State Vs. Rajinder Singh son of Jaswant Singh, resident of House
No.67, New Mehar Colony, Tripathi, District Patiala.

FIR No.214 dated 21.12.2017
U/s. 420,465,467,468,471,120-B IPC
Police Station Division No.8, Ludhiana.

Present: Sh. Rajinder Singh Adv for the applicant.
Sh. B.D. Gupta Ld. Addl. PP for the State.

Order

Bail application under Section 439 Cr.PC put up before me being Duty Judge on account of National Lockdown and imposition of curfew in the State of Punjab in view of outbreak of Covid-19 Pandemic.

2. Heard on the application having been moved on behalf of applicant Rajinder Singh seeking grant of concession of bail in this case. This application was presented in the learned Court of Sh. K.S. Sullar, Additional Sessions Judge, (Duty) Ludhiana on 08.04.2020.

3. In this application, it has been alleged that the applicant is in custody since 26.02.2020 and his criminal liability is yet to be assessed on the basis of the evidence to be led by the parties. It has been claimed that no useful purpose would be served by detaining the applicant more in judicial custody. So, ultimate plea is that the applicant may be granted the concession of bail.

3. Notice of the said application given to State, record of learned trial Court has been received. Sh. B.D. Gupta ld. Additional Public Prosecutor for the State appeared and contested the claim of the applicant that the allegation levelled against the applicant are serious in nature. So, ultimate plea is that the applicant may not be granted the concession of bail.

4. I have given thoughtful consideration to the respective submissions of both sides and gone through the record on file.

5. There is no denying the fact that accused/applicant was

arrested in this case on 26.02.2020 and he is now in judicial custody. Criminal liability of the applicant is yet to be assessed during the course of the trial. Parties are having rival contentions and they have yet to lead evidence in support of their respective averments. The conclusion of trial may take long time and no useful purpose would be served by detaining the applicant in judicial custody as it may amount to burden on State exchequer.

So, applying these considerations and keeping in view the above said facts and circumstances of the case, the application having been moved by the applicant Rajinder Singh is hereby allowed and he is ordered to be admitted to bail subject to furnishing the bail bonds in the sum of Rs.80,000/- with one surety in the like amount.

At this stage, much stress has been laid by the learned counsel for the applicant that the applicant is unable to arrange the surety bonds in view of the prevailing situation of curfew in the Punjab on account of outbreak of Pandemic Coronavirus Covid-19.

So, in view of the submissions on behalf of the applicant, the applicant at this stage, be released on furnishing before the Jail Authorities, his personal bonds in the sum of Rs.80,000/- which is deemed to have been accepted and to be attested in jail by the Jail Authorities and copy of this order be sent to the Superintendent, Central Jail, Ludhiana for immediate compliance but before release of the applicant on personal bond, the applicant shall furnish an undertaking to the effect that he shall appear before the concerned trial Court within seven days from the date when the regular working of the Court is resumed, to furnish the requisite bail/surety bonds as stipulated above. The application stands disposed of in these terms without expressing any opinion on merits of the case. The file of this bail application be put up before the learned Sessions Judge, Ludhiana for entrustment on the day when the courts resume the regular working.

Announced:16.04.2020

(Jagdeep Singh Marok)
Addl. Sessions Judge-1 (Duty)
Ludhiana, UID No.PB0074