

In the court of Sh. Amar Paul, Addl. Sessions Judge,
Ludhiana.

BA17983/2018

CNR No.PBLD010284552018

Date of decision: 18.12.2018

Amit Kumar son of Nirmal Singh resident of Band gali, Pink City
Kakowal Road, Ludhiana.

...Applicant-Accused

Versus

State of Punjab

FIR No. 157/16.11.2018

Under Sections: 379-B/411/34 IPC

Police station: Tibba, Ludhiana.

Bail application under Section 439 Cr.P.C.

Present: Sh. N.K.Aadia Adv. Counsel for applicant
Sh. Rajbir Singh Chahal Addl. PP for the State

ORDER

1. This order shall dispose off an application under Section 439 of Code of Criminal Procedure filed by the applicant-accused.
2. Notice of the bail application was given to the learned Addl. PP for the state. Police record was also called.
3. I have heard the learned counsel for the applicant-accused, learned Addl. PP for the state and perused the record.
4. After hearing the learned counsel for the applicant, learned Addl. PP for the State and going through the material on record, it has been found that present FIR has been registered against the applicant on 16.11.2018 on the statement of Rakesh Kumar on the allegation that when complainant was standing in the way due to rush of public then two unknown persons were already present out of which one person apprehended him from the arms and other snatched the mobile phone from his pocket of shirt. Thereafter on the same day during nakabandi

police apprehended two persons and from non applicant one snatched mobile phone was recovered and applicant was also arrested. It is no injury case. Applicant is in custody after arrest. Now nothing further is required from the applicant. Hence keeping in view the above facts further detention of the applicant without any reason would amount to the burden of state exchequer and no further purpose will be served by detaining the applicant behind the bars for long. This court is further of the opinion that presentation of challan and thereafter conclusion of the trial shall take a long time. This court is further of the opinion role of the applicant shall be decided during the trial, which will take a long time. There is no allegation from the learned Addl. PP for the State about the tampering with the prosecution witnesses and flee from justice by the applicant, if he is released on bail. Keeping in view the above reasons and without commenting on the merits of the case, the bail application of the applicant is accepted. The applicant is ordered to be released on bail on his furnishing bail bonds in the sum of Rs.50,000/- with one surety in the like amount to the satisfaction of learned Illaqa/Duty Magistrate. The applicant-accused is directed not to leave India without the prior permission of the trial Court, will not tamper with the prosecution witnesses and also will appear before the trial Court on each and every date of hearing. File be consigned to the record room.

Komal
Stenographer

Amar Paul
UID-PB0450
Addl.Sessions Judge,
Ludhiana.

Pronounced in open Court
Dated: 18.12.2018

Present: Sh. N.K.Aadia Adv. Counsel for applicant
Sh. Rajbir Singh Chahal Addl. PP for the State.

Heard. Vide my separate detailed order of even date,
the present bail application is allowed. File be consigned to the record
room.

Komal
Stenographer

Amar Paul
UID-PB0450
Addl.Sessions Judge,
Ludhiana.

Pronounced in open Court
Dated: 18.12.2018