

**IN THE COURT OF SH.HARPAL SINGH, SESSIONS JUDGE,
SAS NAGAR (MOHALI).**

CNR No.PBSA01-004745-2023
Decided on : 05.06.2023

Abhishek @ Abhi, aged about 19 years son of Rishi Pal, resident of village Jatwad, Tehsil Panjokhra, District Ambala (Haryana).

.....Applicant/Accused.

Versus.

State of Punjab

.....Respondent.

FIR No.147 dated 17.08.2021,
Under Sections 379, 411, 34 of IPC
Police Station Lalru.

Bail Application u/s 439 of Cr.P.C.

Present: Sh.A.S.Kang, Advocate, for applicant/accused.
Sh.Satnam Singh, Public Prosecutor for the State.

ORDER

Above named applicant/accused has moved this bail application under Section 439 of Cr.P.C, for grant of regular bail, in the above said criminal case.

2. In brief the prosecution story is that the present case has been got registered on the statement of Aniket son of Manjeet Singh with the allegations that on 29.07.2021 he was present at Sarsini Bus Stand to board a bus for Ambala and was talking on his mobile phone. At that time three clean shaven persons came there on a motor cycle bearing registration No.HR04-G-0977 from the side of Lalru and stopped their

motor cycle near the complainant. Out of them, the person who was driving the motor cycle snatched the mobile phone make Vivo B-20 of complainant and fled away from the spot. Lateron he came to know that his phone has been snatched by Surjit Singh and the name of the person who was sitting in between was Aman and the name of person who was sitting in the last was Abhishek @ Abhi. Accordingly, on the basis of said statement, present FIR was registered against the above said persons. Then applicant-accused was arrested on 17.05.2023 and since then he is in custody. Hence, this bail application under Section 439 of Cr.P.C.

3. Upon being put to notice, learned Public Prosecutor appeared for the State and opposed this bail application. He also produced the police record pertaining to this case.

4. I have heard learned counsel for applicant/accused, learned Public Prosecutor for State and have gone through the record pertaining to this case very carefully, with their able assistance.

5. Applicant/ accused Abhishek @ Abhi is in custody in this case w.e.f. 17.05.2023. He has denied all the allegations of the prosecution. His criminal liability, if any, would be subject to trial, on the basis of evidence adduced. Presentation of Challan and conclusion of trial will take considerable time. Moreover, the motor cycle used in the crime and the mobile phone snatched from the complainant have already been recovered. The applicant-accused is no more required for further interrogation or recovery purposes in this case, by the investigating

agency. Moreover, the present FIR was registered way back in the year 2021. So, no useful purpose would be served by keeping this accused behind the bars for an indefinite period. Hence, this bail application deserves to be allowed. Accordingly, this bail application is allowed and disposed of. Applicant/accused **Abhishek @ Abhi** is ordered to be released on bail, on his furnishing personal bond in the sum of **Rs.40,000/- with one surety** of the same amount, to the satisfaction of learned Illaqa/Duty Magistrate, as the case may be. Anything said in this order, shall not affect the merits of the main trial, in any manner. Police record be returned. Record of this bail application be consigned to the record room.

Pronounced
Dated: 05.06.2023.

Surjit Singh Kare, JW

(Harpal Singh)
Sessions Judge,
SAS Nagar (Mohali)

Present: Sh.A.S.Kang, Advocate, for applicant/accused.
Sh.Satnam Singh, Public Prosecutor for the State.

Record received and perused. Arguments heard. Vide my separate detailed order of today, bail application filed by applicant/accused stands allowed and disposed of. Police record be sent back. Record of this bail application be consigned to record room.

Pronounced
Dated: 05.06.2023

(Harpal Singh)
Sessions Judge,
SAS Nagar (Mohali)