

**IN THE COURT OF DARBARI LAL, ADDL. SESSIONS JUDGE,
JALANDHAR (UID No. PB0087)**

C.I.S No.	BA- 1733 of 2019
C.N.R. No.	PBJL01-012040-2019
Date of Instt.	26.04.2019
Date of Order	20.05.2019

Simranjit Singh @ Gopi aged 26 years son of Jaspal Singh, resident of Mohalla Navi Kothi, Sarai Khas, P. S. Kartarpur Tehsil and District Jalandhar.

..... Applicant/accused.

Versus

State of Punjab

..... Respondent.

FIR No. 191 dated 22.09.2018
U/Ss 379-B and 411 of IPC
P. S. Kartarpur, Jalandhar

Bail Application U/s 439 Criminal Procedure Code

Present: Sh. Charanjit Mahey, Advocate, for the applicant.
Smt. Zeba Khalid, Addl.P.P. for the State.

ORDER

1. Present bail application has been moved on behalf of accused-applicant under section 439 of Criminal Procedure Code in FIR No. 191 dated 22.09.2018 under sections 379-B and 411 of Indian Penal Code, P. S. Kartarpur, Jalandhar.
2. Notice of the bail application was issued to the prosecution and Smt. Zeba Khalid, Addl. P.P. for the State has appeared on behalf of State.
3. The Learned counsel for the accused-applicant has contended that the accused-applicant is innocent and has been falsely implicated in the present case. The complainant of this case has not supported the prosecution case when he stepped into witness box. The accused-applicant has been

arrested in this case on 22.09.2018 and since then he is in custody. Conclusion of trial may take long time. No useful purpose will be served by detaining the accused-applicant behind the bars. He lastly prayed that the accused-applicant may kindly be released on bail.

4. On the other hand, learned Addl. P.P. for the State strongly opposed the bail application of the accused/ applicant and prayed for dismissal of the same.

5. Having heard both sides and gone through the police record. Perusal of the file reveals that the present case has been registered against the accused-applicant along with his co-accused Sanjeev @ Deepa on the basis of secret information received by ASI Gurmit Ram on 12.09.2018 to the effect that the accused-applicant along with his co-accused are coming on motorcycle bearing registration no. PB-08-DF-9824 make Pulsar. Sanjiv @ Deepu is driving the motorcycle and accused-applicant is a pillion rider. Both were having datars in their possession. They used to threat public and used to snatch mobile phone from them by causing injuries to them. If naka be laid near Bhulath turn, they can be caught red handed. As per secret information, naka was held and the accused-applicant along with co-accused were spotted and two mobile phones were recovered from the possession of Sanjiv @ Deepu and five mobile phones were recovered from the accused-applicant.

On 23.09.2018, both accused were identified by the complainant Wilson Masih and he also identified his mobile phone which was recovered from the possession of accused-applicant but when the complainant stepped into witness box, he has not supported the prosecution version and resiled from his previous statement. Accused-applicant has

been arrested in this case on 22.09.2018 and since then he is in custody. Co-accused of the accused-applicant is already on bail. Conclusion of trial may take long time. No useful purpose shall be served by keeping the accused-applicant behind the bar for unlimited period. As such, the accused-applicant ordered to be released on bail on furnishing his bail bonds for the sum of ₹50,000/- with one surety in the like amount with the following conditions:-

1. That the accused/applicant shall not tamper with the prosecution evidence.
2. That the accused/applicant shall appear before the Court on each and every date of hearing.
3. That the accused/applicant shall not leave country without prior permission of court. Record be returned forthwith.

File of the bail application be tagged with the main file pending in this court.

Dated: 20.05.2019

(Darbari Lal)
Addl. Sessions Judge,
(UID No. PB0087)

**Sushma*

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Present: Sh. Charanjit Mahey, Advocate, for the applicant.
Smt. Zeba Khalid, Addl.P.P. for the State.

Arguments heard. Vide separate detailed order of even date, the instant bail application moved by the accused/ applicant stands allowed, as stated therein. File of the bail application be tagged with the main file pending in this court.

Dated: 20.05.2019

(Darbari Lal)
Addl. Sessions Judge,
(UID No. PB0087)

**Sushma*