

1. Bhagta son of Khushia resident of Dhuri 2. Attu son of Jagri Nath R/o. Gandhi Nagar, Bhawanigarh, District Sangrur (now both at present confined in Central Jail Barnala)	Versus	State
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Application U/s.439 Cr.P.C. for the release of petitioners-accused till the
decision of the case

in

F.I.R. No.109 dated 30.05.2020,

Under Section 379-B, 511, 34 of ND&PS Act, P.S. Sadar Dhuri

Present: Sh. Kashif Sheikh, Adv. counsel for applicants.
Sh. Savinder Saini, Addl. P.P for the State.

ORDER:

1. File put up before me being duty Judge during threat of spread of Covid-19 in the State as well as all over the country. Vide this application accused-applicants have prayed for regular bail in the present case till final decision of the case.

2. It is averred in the application and argued by the ld. counsel for applicants that the accused-applicants were produced before the court of Ms. Manpreet Kaur, PCS, JMIC, Malerkotla and the above said court sent the accused in judicial custody for 18.06.2020 and now the accused are in judicial custody since then. In the above said complainant Amit Kumar has compromised the matter and has furnished his affidavit dated 01.06.2020 regarding compromise. Ld. counsel for accused-applicants prayed for releasing the accused-applicants on bail till the decision of the case.

2. On the other hand, ld. APP for State feigned ignorance about compromise between the parties and opposed the bail application.

3. Rival contentions of both the sides have been heard and case file perused with due care and circumspection.

4. Perusal of bail application file shows that accused have placed on record affidavit dated 01.06.2020 furnished by Amit Kumar vide which he has compromised the matter with the accused-applicant. In these circumstances, without commenting upon the merits of the case, this court is of the considered opinion that it is fit case where concession of regular can be granted to the accused-applicants. Accordingly, bail application filed by the applicants is hereby allowed and accused are ordered to be released on bail on their furnishing bail bonds in the sum of Rs.50,000/- each with one surety in the like amount each, subject to the following conditions:

1. That they shall appear in the Court on each and every date of hearing during trial without fail;
2. That they shall not leave the Country without prior permission of Court.

However, keeping in the view the situation of law and order in the state due to threat of spreading COVID-19, accused are ordered to be released on bail subject to furnishing of personal bonds in the sum of Rs.50,000/- each before the concerned Jail Superintendent who shall send the copies of the same to the concerned court. Accused-applicants are further directed to furnish regular bail bonds within 10 days as and when the courts are allowed to function regularly. Application stands disposed off accordingly. File be sent to the concerned court.

Announced in open Court.
Date:11.06.2020

Parminder Stenographer-II

(Poonam Bansal)
Judge Special Court,
Sangrur. UID No. PB-0190