

CNR No.PBGD01-004147-2025.

CIS No. BA-1742-2025.

Present Ranjodh Singh versus State of Punjab.
 Shri Himanshu Gosian Advocate, proxy counsel for bail
 applicant.
 Shri Sandeep Sharma, Additional Public Prosecutor for respondent
 State.

ORDER:

1. This application under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of pre-arrest bail was filed by bail applicant Ranjodh Singh on 29.04.2025. Upon notice, respondent-State appeared and contested the bail application. Police record has been produced by Inspector Satnam Singh.

2. Arguments heard. Record perused. In this case, FIR No.98 dated 23.12.2023, under Sections 381 and 427 of Indian Penal Code and Section 13-A of Punjab Village Common Land Regulation Act, 1961, Police Station Tibber has been registered against accused Ranjodh Singh on the basis of application of Deputy Commissioner, Gurdaspur regarding illegal digging and removing of soil from the Panchayat land causing the loss of amount of Rs.2,89,680/-. After conducting the inquiry, formal FIR was registered and investigation was conducted. Accused Ranjodh Singh was joined the investigation as per the orders of this Court and was formally arrested and released on bail on 21.01.2024. Thereafter, offence under Section 409 of Indian Penal Code was added vide G.D.No. 18 dated 08.12.2024 and further investigation is being conducted.

3. Through this application, pre-arrest bail has been sought by the bail applicant/accused on the grounds that he is already on bail and had joined the investigation, but due to addition of offence under Section 409 of Indian Penal Code, he is having threat of his arrest.

4. Perusal of the police record reveals that investigation was concluded. The accused was formally arrested. It is stated that during challan checking, objection was raised regarding offence under Section 409 of Indian Penal Code. Therefore, offence under Section 409 of Indian Penal Code has been added. Allegations of dishonest and misappropriation of soil of worth Rs.2,89,680/-, which has been dug and removed from the Panchayat land, are already there in the application of Deputy Commissioner, Gurdaspur, on the basis of which, FIR was recorded. So, the bail applicant is already on bail on the facts including the allegations of misappropriation of soil of worth Rs.2,89,680/-. He is stated to be not required for further investigation, because final report has been prepared for presentation in the Court of learned Area Magistrate.

5. Thus, keeping in view of the above said facts and circumstances and without commenting anything on the merits of case, this bail application is allowed and in the event of arrest of bail applicant due to addition of offence under Section 409 of Indian Penal Code, he is ordered to be released on bail on his furnishing personal bonds in the sum of Rs.50,000/- with one surety of the like amount to the satisfaction of the Arresting Officer/Court, subject to his complying with conditions imposed under Section 482(2) of Bharatiya Nagarik Suraksha Sanhita, 2023. Police record be returned. This file be consigned to the Record Room.

Pronounced.

Date of order: 09.05.2025.

Palwinder Singh-Stenographer-II

(Dilbagh Singh Johal)
Sessions Judge,
Gurdaspur.
(UID No. PB0069)