

IN THE COURT OF DR RAM KUMAR SINGLA,
UID No. PB-0122,
ADDITIONAL SESSIONS JUDGE,
KAPURTHALA.

CNR No.
PBKP010034702020



Case No. BA/1710/2020

Presented on : 31-08-2020

Registered on : 01-09-2020

Decided on : 15-09-2020

Monu Singh, s/o Gopal Singh, aged about 22 years, r/o Railway Pull,
Near Dana Mandi, Hoshiarpur Road, Tehsil Phagwara, Kapurthala. 2nd
Address – Sindhu Kheri, Tehsil Ichawar, District Sehore, State M.P.

..... Applicant/accused.

Versus

State of Punjab.

..... Respondent.

FIR No. 247 of 15.08.2020,
Under Sections 379-B, 411 of Indian Penal Code,
Police Station City, Phagwara, District Kapurthala.

Application for bail under Section 439 Cr.P.C.

Present: Sh. Randeep Kumar Kailey, Advocate for the
applicant/accused through telephonic.
Sh. Arvind Sahai, Additional PP for the State.

O R D E R

The present bail application has been entertained being
an urgent hearing while performing duty in the period of closure of
courts because of pandemic Covid-19.

2. Record perused. **Arguments have been heard** on regular bail application of present applicant/ accused in FIR No.247 of 15.08.2020, who is in custody in the present case since 15.08.2020.

3. Briefly, the facts and circumstances on record necessary to be mentioned herein for consideration of the present regular bail application of the applicant/accused are that the present case was registered at the instance of Raman Sood (hereinafter called as complainant) with the version that on 15.08.2020, he was in the Vegetable Market Phagwara for purchasing vegetables, where Rs.400/- were snatched from him by a snatcher, who was apprehended at the spot by him along with the help of other people. Upon inquiry, the said snatcher disclosed his name as Monu Singh i.e. present applicant. Afterwards, he was handed over to the police. Now, he is in custody since 15.08.2020. Aggrieved therefrom, the applicant/ accused has preferred the present application for his regular bail.

4. The learned counsel for the applicant/accused has argued that he has been falsely implicated in the present case. The applicant is in custody since long in the present case. Recovery stands already effected in the present case. No purpose will be served by detaining him in judicial custody anymore. Therefore, he is entitled to the concession of regular bail.

5. On the other hand, learned Additional PP for the State has argued that there are serious allegations against the applicant in the

present case. The dare devil act of applicant does not warrant the concession of regular bail to him.

6. **Having heard to their rival contentions** and have gone through the file and in reference to the above detailed facts and circumstances on record, to the entire episode of crime, but without commenting on the merits of the case and finding the fact that sufficient period of his custody has already been passed as he is in custody since 15.08.2020 and recovery has already been effected in the present case at the spot. The presentation of challan and conclusion of trial will take long time. The applicant/accused could not be detained for indefinite period. Consequently, he is found deserving the concession of regular bail.

7. Thus, the present regular bail application of the applicant/accused is hereby allowed with the intimation to the concerned quarter and with the directions to furnish the bail bonds & surety bonds to the satisfaction of the learned Trial Court / Area Magistrate / Duty Magistrate. This bail application file be consigned to the judicial record room.

Pronounced in open Court.
Dated: 15.09.2020.
Kaushal Kumar

(Dr Ram Kumar Singla),
Additional Sessions Judge,
Kapurthala (Duty). (UID No. PB-0122)

(Directly dictated on computer)