

**In the Court of Sh. Bishan Saroop. Addl. Sessions
Judge, Tarn Taran UID no. PB0449**

**Cnr no. PBTT01003255/2019
Bail application no. 412 dated 05.07.2019
CIS no. BA/1680/2019
Date of decision : 09.07.2019**

Vishal @ Nindi aged about 26 years so of Kuldeep Singh resident of village Chutala Tehsil and District Tarn Taran.

... applicant/accused

Versus

State of Punjab

FIR no. 88 dated 20.04.2019
U/s 379-B IPC
P.S. City, Tarn Taran.

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

Present: Sh. Mandeep Singh, counsel for the applicant/accused
Sh. Amarpal Singh, Addl. PP for the State

Order

Present bail application has been moved on behalf of accused/applicant Vishal @ Nindi u/s 439 of Cr.P.C in FIR no. 88 dated 20.04.2019 lodged at P.S. City u/s 379-B IPC.

2. Notice of the present bail application was issued to the prosecution and Sh. Amarpal Singh, Addl. PP for the State has appeared on behalf of State.

3 I have heard arguments of Id. Counsel for the accused/applicant and Id. APP for the State.

4. The FIR in question was lodged on the statement of complainant Paramjit Kaur by the I.O. that the two person whose was on motorcycle has theft his mobile phone and ran away from the spot.

5. Ld. counsel for the petitioners has argued that no such recovery was effected from the possession of the present petitioner

and the said recovery is planted one. He is falsely implicated in the present case. Accused/applicant is in custody since 01.06.2019

6. On the other hand, Id. APP for the State has strongly opposed the bail application and prayer for dismissal the same.

7. Perusal of the file shows that Recovery has already been effected from the possession of the accused in the present case. Challan is yet to be presented in the Court. Accused is in custody since 01.06.2019 and trial of the present case take sufficient time and accused cannot be ordered to be kept in custody for indefinite period. Accordingly, accused is ordered to be released on bail on furnishing of his bail bonds in the sum of Rs. 50,000/-with one surety in the like amount each before Id. Illaqa/Duty Magistrate of PS City, Tarn Taran with the following conditions:

1. That the applicant shall not tamper with the prosecution evidence
2. That the applicant shall join investigation as and when required by the investigating officer.
3. That the applicant shall not leave country without prior permission of the Court.

Accordingly, bail application under reference is ordered to be allowed. Record is ordered to be returned back immediately. Record pertaining to the bail application is ordered to be consigned to the record room.

Pronounced on: 09.07.2019

Aman Dhiman
Stenographer Gr.III

(Bishan Saroop)
Addl. Sessions Judge
Tarn Taran UID no. PB0449

BA-1680-2019**Vishal Vs State**

Present: Sh. Mandeep Singh, counsel for the applicant/accused
Sh. Amarpal Singh, Addl. PP for the State

Vide my separate order of even date, bail application stands allowed. Record is ordered to be returned back immediately. Record pertaining to the bail application is ordered to be consigned to the record room.

Pronounced on: 09.07.2019

Aman Dhiman
Stenographer Gr.III

(Bishan Saroop)
Addl. Sessions Judge
Tarn Taran UID no. PB0449