

Present:- Ld. APP for the State

File taken up today on receiving bail application of accused Pardeep Kumar, which was forwarded by Superintendent, Central Jail Gurdaspur to Ld. District & Sessions Judge, Gurdaspur bearing endorsement No. 700 dated 05.05.2020, which was conveyed to the undersigned through E-mail. It be registered.

Perusal of file reveals that FIR NO. 77 dated 23.04.2019 was registered against accused Pardeep Kumar for commission of offences punishable under Section 454,380,411 IPC. The offence under Section 454 IPC is punishable with imprisonment which may be extended to ten years.

In view of the directions issued in Minutes-of-Meeting dated 25.03.2020 held under the Chairmanship of Hon'ble Mr. Justice R.K.Jain, Judge Punjab & Haryana High Court and Executive Chairperson, Punjab State Legal Services Authority, S.A.S Nagar regarding implementations of the directions issued by the Hon'ble Supreme Court of India on 23.03.2020 in *Suo Moto Writ Petition (Civil No. 1 of 2020 regarding Contagion of COVID-19)*, the present case of the accused does not fall under the above guidelines and it is not a fit case for grant of relief of Interim bail.

As per the guidelines of the Hon'ble Punjab & Haryana High Court, Chandigarh it was proposed that the under trials where maximum punishment prescribed is up to 7 years or where under trial prisoners in custody is of 65 years and above in age, having up to 2 under trial cases pending in which maximum prescribed punishment in both cases is 10 years or less be considered for grant of interim bail. As per the note appended on the bail application there is only one case is pending against the accused. However, since the offence under Section 454 IPC is punishable with the imprisonment up to 10 years and accused is aged below 60 years i.e. 37 years of age, hence, the present case of the accused does not follow in the category of offences where the interim bail has been ordered to be granted to the accused. Accordingly, the accused cannot be released on interim bail and his prayer is declined. Papers be attached with the main file and copy of order be sent to the Superintendent, Central Jail, Gurdaspur for information and necessary communication to the accused.

Pronounced.

Dated: 07.05.2020

Ikbal singh stenographer -III

(Divya Sharma), PCS,
JMIC/Batala.

(UID No. PB0539)