

State Vs. Manpreet Singh Vs. State

Present:

Sh. Lavish Tayal Advocate, counsel for the accused/ applicant

Sh. Amandeep Singh, Additional PP for the State

Sh. Rajpal Sharma Advocate, counsel for the complainant.

ORDER

Heard on the application for bail under Section 482 of BNSS filed on behalf of accused/ applicant, namely Manpreet Singh son of Rajwinder Singh, in case FIR No. 198 dated 03.10.2024, under Section 420, 406 and 120-B of IPC, PS City, Moga, District Moga.

2. Notice of the same was issued to the State.

3. The allegations, as emanate from the First Information Report, are as under :-

Complainant Jigmet Tonyot son of Tsering Phunchok, Sumoor, Nubra Leh-Ladakh had handed over his Mahindra Jeep MM550 bearing registration No. HP-58A-6537 for modification to accused Baljit Singh son of Lakhveer Singh under an agreement dated 22.11.2022, for consideration amount to the tune of Rs. 4,50,000/-, out of which Rs. 3,25,000/- was paid in advance and the remaining to the tune of Rs. 1,25,000/- was to be paid on 31.12.2022. Subsequently, the said jeep was handed over to accused Manpreet Singh son of Rajwinder Singh for the purpose of modification, who gave in writing on his letter pad to deliver the modified jeep on 30.06.2023. But, the modified jeep was not delivered to the complainant, as per agreement. Then, accused Jaskaran Singh son of Manga Singh, resident of Paras Ram Nagar, Canal Colony, Bathinda and Baljit Singh son of Lakhvir Singh agreed to modify the jeep belonging to the complainant till 30.07.2024, under an agreement dated 04.07.2024. In total, an amount to the tune of Rs.

3,65,000/- was paid on different dates, out of which the amount of Rs. 2,76,000/- was paid through UPI in the account of Simranjit Kaur. In this way, the accused persons defrauded the complainant as neither they returned the jeep in question to the complainant nor returned the amount received from him.

4. Arguments were heard.

5. Counsel for the accused/ applicant argued that he is innocent and he has been falsely implicated in this case and that he has joined the investigation as per order passed by this court.

6. On the other hand, the learned Additional PP for the State, assisted by ASI Satnam Singh submitted that the accused/ applicant has joined the investigation and he is not required for further investigation.

7. Vide order dated 07.10.2024, the accused/ applicant was granted interim anticipatory bail by this court, with direction to join the investigation.

8. As informed, he has complied with the direction.

9. Today, ASI Satnam Singh has come present and suffered a statement that the accused/ applicant has joined the investigation and he is no longer required for further investigation. In the light of above situation, interim order dated 07.10.2024 is made absolute and the application is allowed on the same terms and conditions and subject to the conditions as follows :-

1. the applicant/ accused shall make himself available for interrogation by the investigating officer/ competent police officer as and when required;
2. the applicant/ accused shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the

3. facts of the case so as to dissuade him from disclosing such facts to the court to any police officer;
 4. the applicant/ accused shall not leave India without the previous permission of the Court;
 5. the applicant/ accused shall attend the proceedings in accordance with the conditions of the bonds so executed under the provisions of BNSS;
 6. the applicant/ accused shall not commit an offence similar to the offence of which he is accused, or suspected, of the commission of which he is suspected;
 7. the applicant/ accused shall not tamper with the evidence by any means;
 8. the applicant/ accused shall appear before the trial court on each and every date of hearing unless his personal appearance is exempted.
10. In case of violation of any of the conditions so imposed upon the applicant/ accused, the investigating officer will be at liberty to file an appropriate application seeking cancellation of the bail granted to the applicant/ accused through the present order.
11. Needless to mention that anything discussed herein above shall have no bearing, whatsoever, upon the merits of the case and observations made herein above, if any, are solely for the purpose of disposal of the application in hand.
12. Papers of this bail application be consigned to the Record Room.

Pronounced in open court
Dated 16.10.2024

Sanjeev Kumar, Stenographer

(Sanjeev Kundi)
Additional Sessions Judge,
Moga
UID No.PB-0246