

**In the Court of Sh. Lalit Kumar Singla,
Addl. Sessions Judge, Jalandhar.
(UID No. PB0104).**

CIS Number	BA/1591/2022
CNR number	PBJL01-004896-2022
Date of Institution	04.05.2022
Date of Order	09.05.2022

1. Jeeto aged about 61 years wife of Jit resident of Village Jalaan, P.S. Sadar, Sangrur;
2. Goga aged about 59 years wife of Gola, resident of Village Chitawala, near Himmatpura, P.S.Sadar, Nabha, District Patiala;
3. Rajji aged about 34 years wife of Somi, resident of Village Chitawala, near Himmatpura, P.S.Sadar, Nabha, District Patiala;
4. Sukhcian Singh @ Sukhu aged about 52 years son of Mohinder Singh, resident of Rohti Chhanna, P.S. Sadar, Nabha, District Patiala.

..... Applicants/accused

Versus

State of Punjab

...Respondent.

FIR No. 107 dated 15.09.2021
Under Section 379/420 IPC.
Police Station Divn No.2, Jalandhar.

First bail application under Section 439 Cr.P.C.

Present: Sh.Rattan Dua, Advocate for applicants-accused.
Sh. APS Dhillon, Addl. PP for the State.

ORDER:

This order of mine shall dispose of an application seeking bail under Section 439 Cr.P.C. moved by applicants/accused, in the above noted case.

2. Notice of the bail application was given to State of Punjab, upon which learned Additional Public Prosecutor for State has opposed bail application. Record perused.

3. Concisely stated, on 15.09.2021, complainant Shashi Bala had came to Football Chowk since her son was coming to fetch her by car. Time was around 10:30 A.M. In the mean time, a lady aged about 55-60 years attracted there and told the complainant that somebody is calling her in a car, upon which she reached near the car, but another lady was sitting in the car and a person was sitting on the driver seat. They threw the complainant in the car and removed gold bangle from the right arm of complainant. Thereafter, accused fled away after dropping the complainant.

After recording the said statement, a case was got registered. Investigation was initiated;

During the course of investigation, accused suffered a disclosure statement in FIR No.175 dated 15.10.2021, under Section 379-B IPC etc, P.S. Dehlon, District Ludhiana that they had removed one gold bangle from an old aged lady at Football Chowk, Jalandhar on 15.09.2021 and have lateron dropped her at some distance.

4. Learned counsel for the applicants-accused has vehemently contended that the applicants-accused have been falsely implicated in the alleged crime. Accused have not been named in the FIR. So applicant-accused, who are lingering in custody since 16.03.2022, may be released on bail.

5. On the contrary, learned Addl. PP for the State prayed for the dismissal of bail application on the pretext that accused are habitual offenders.

6. Having considered the arguments of both sides in the

light of record available on file, I have found that alleged removal of bangle of complainant Shashi Bala has been attributed to two unidentified women and one man. Applicant-accused have been implicated in the alleged crime on the basis of their disclosure statements while in police custody. The veracity of said disclosure statements is yet to be ascertained on record during the course of trial. It will take time in conclusion of trial.

7. Applicants-accused are lingering in custody since 16.03.2022. No useful purpose will be served by detaining the applicants-accused behind the bars indefinitely.

8. So without commenting upon the merits of the case, applicants-accused are ordered to be released on bail on his furnishing of bail bonds in the sum of ₹50,000/- each with one surety each in the like amount to the satisfaction of learned Trial Court/Duty Judge, subject to the conditions that they shall appear on each and every date of hearing; they shall not leave the country without prior permission of the Court and they shall not induce the prosecution witnesses; they shall surrender their passport in the Court. If they do not possess any passport, then an affidavit in this respect be also furnished by applicants-accused.

9. The bail application stand allowed accordingly. Bail application file be consigned to Record Room.

Pronounced
Dated:09.05.2022
Vivek*

(Lalit Kumar Singla)
Additional Sessions Judge, Jalandhar
UID No. PB00104.