

**In the court of Sh. Vishesh,
Additional Sessions Judge, Fazilka.
(UID No. PB-0228)**

	B.A No.1478/2021. CNR No. PBFZC0-0049262021. Date of Order:-17.08.2021.
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Rashpal Singh alias Nishu alias @ Vishu aged 22 years son of Om Parkash
resident of Seed Farm Pakka Abohar Tehsil Abohar District Fazilka.

.....Applicant-accused.

Versus.

State of Punjab.

.....Respondent.

FIR No.55 dated 29.06.2021.

U/s 457, 380, 411 of IPC.

Police Station Khui Khera.

[Bail application U/s 439 of Cr.P.C.]

Present: Sh. A.K.Munjal, Advocate counsel for applicant.
Sh. Amit Goklaney, Addl. PP for the State.

ORDER:

Present order of mine shall dispose off bail application filed by
applicant-Rashpal Singh @ Nishu @ Vishu.

2. Brief facts of the bail application are that the present FIR was
registered against the unknown person and applicant has been falsely
implicated in the present case. It has been further stated that applicant was
taken into illegal custody on 10.07.2021 and no recovery is pending against
the applicant. Hence, it is prayed that applicant be admitted to bail.

3. Upon notice, learned Addl.PP for State appeared and contested
the bail application.

4. I have heard learned counsel for applicant, learned Addl.PP for
State and have gone through the records of the case file carefully.

5. The present FIR was registered on the application moved by Rajesh Kumar SDE (Rural) before SHO Police Station Khui Khera, whereby it was intimated regarding theft of two battery cellof 600 AH, six battery connecting DC lead, three outdoor unit of split Air conditioner, one diesel filling pump and two air conditioners remote. It was further requested to lodge the FIR and to investigate the matter. On the basis of said letter, the present FIR was registered. During the course of investigation, DDR No.47 dated 11.07.2021 was recorded, whereby applicant was nominated in this case. The FIR has been registered under Sections 457, 380, 411 of IPC. All the offences are triable by Judicial Magistrate Ist Class. Accused is in custody since the day of his arrest i.e., 11.07.2021. Presentation of challan and conclusion of trial is likely to take long time. No useful purpose would be served by detaining the accused further in custody, as the same will be burden on the state exchequer. Consequently, applicant-accused is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of learned Ilaqa/Duty Magistrate/trial Court subject to the following conditions;-

(a) that he will not tamper with the prosecution evidence and will not offer any threat, promise or inducement, directly or indirectly to any of the person acquainted with the facts of the case, dissuading them from disclosing the same to the court/investigating agency;

(b) that he will not leave the limits of this country without prior permission of the court.

Bail application file be consigned to record room.

Pronounced in open court.
Dt.17.08.2021.

'Vinay '

(Vishesh)
Addl. Sessions Judge,
Fazilka. UID No: PB0228