

State vs Balvir Singh and others

FIR No.31 dated 10.02.2019
Under Section 454, 380 of IPC
Police Station: Samrala.

Present: Shri Salin Gupta, Advocate for applicant/accused Balvir Singh.
Sh. Harjinder Singh, APP for the State.

Heard on the bail application of accused/applicant Balvir Singh filed through his counsel. Learned counsel for the accused/applicant has submitted that the accused/applicant has been falsely implicated in the present case and has not committed any offence as alleged by the prosecution in the present case. Learned counsel for accused/applicant further submitted that accused in custody since long time and further undertakes to abide by the terms and conditions if this Court directs the accused to be released on bail.

On the other hand, learned APP for the State, has opposed the bail application on the ground that the offences in question are serious in nature and has further argued that three other criminal cases are also pending in the name of same accused and as such there is likelihood of accused running away from the proceeding of the present case.

I have considered the rival contentions of learned counsel for accused/applicant as well as learned APP for the State and have deliberated over the arguments advanced in the light of circumstances and submissions made.

Perusal of the case file reveals that accused Balvir Singh was apprehended in the present case for alleged commission of offences punishable under Sections 380 & 454 of IPC and there are specific allegations against the accused with regard to commission of aforesaid offences. Three other criminal cases under same sections are also pending against the present accused/applicant. The accused/applicant thus, is involved in number of theft cases and it is not advisable to release such offender. From this fact it becomes ample clear that accused/applicant is accustomed to such like activities and it is not in the interest of justice to release such offender. Moreover the offence committed under section 454 & 380 of IPC are serious offences. Accordingly to my mind the present bail application lacks merits and offences under section 454 & 380 of IPC is a serious offence and further to the mind of this Court there is likelihood of accused fleeing away from the proceedings of the present case, in case present application is allowed. Finding no reason to grant the bail to accused/applicant, the present bail application is hereby dismissed being devoid of any merit. Papers be attached with main file.

Dated 18.05.2020

**(Riffi Bhatti),PCS
JMIC/Samrala
(UID No.PB0563)**