

**IN THE COURT OF JAGMOHAN SINGH SANGHE
ADDITIONAL SESSIONS JUDGE, FAZILKA.
(UID NO.PB0447)**

Case Details

Case Type	BA
Regn. No.	BA/2004/2022. Date of Regn. 21.09.2022.
CNR No.	PBFZC0-0047042022.
Date of order	03.10.2022.

Ramesh Kumar aged 30 years son of Munshi Ram resident of village Meenawala P.S. Vairoke Tehsil Jalalabad District Fazilka.

...Applicant.

Versus

State of Punjab

...Respondent.

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FIR No.82 dated 22.04.2015.  
U/s. 379, 420, 468, 467, 411, 471, 120-B IPC.  
Police Station City-1 Abohar.

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First Bail application Under Section 438 (i) Cr.PC.

Present: Shri Pawan Upneja, Advocate counsel for applicant.
Shri Gurbaj Singh, Additional PP for the State.

ORDER:

1. By this order, this Court intends to dispose off the present bail application under Section 438 Cr.PC having been filed by applicant Ramesh Kumar.

2. Notice of the bail application was served upon the State through learned Additional PP alongwith copy of bail application, who received the same, appeared and contested the bail application on merits. Police record was requisitioned which has been received and perused.

3. I have heard the respective contentions of both the learned Advocates and have perused the record with their able assistance.

4. Perusal of the trial court file reveals that vide order dated 12.07.2022, bail and surety bonds furnished by accused Ramesh Kumar were cancelled and forfeited to State and he was ordered to be summoned through non bailable warrants of arrest for 04.08.2022. Thereafter warrants of arrest of accused Ramesh Kumar remained unexecuted on 04.08.2022 and 15.09.2022 however, on 26.09.2022 his warrants of arrest were received back with the report of intimation through his wife and brother as such, presence of accused Ramesh Kumar was ordered to be secured through proclamation. In any of these orders the bail order of applicant-accused Ramesh Kumar has not been cancelled by trial court however, his bail and surety bonds are only cancelled. Keeping in view the intactness of the order of bail

already granted in favour of applicant Ramesh Kumar, the present bail application stands dismissed being infructuous. However, he is at liberty to surrender before the trial court within next seven days and on his doing so, the trial court is directed to consider the request of his bail keeping in view the intactness of his earlier bail order. Trial court record be returned alongwith copy of this order. File be consigned to record room.

**Pronounced in open Court.
Dated: 03.10.2022.**

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**(Jagmohan Singh Sanghe),
Additional Sessions Judge,
Fazilka : UID no.PB0447**