

In the Court of Sh.Gurmeet Tiwana, Additional Sessions Judge, Kapurthala,
UID No. PB-0249.

CNR No. PBKP010045832025



Case No. BA/1927/2025

Presented on : 05-08-2025
Registered on : 06-08-2025
Decided on : 13-08-2025

Vivek Kumar @ Rahul (aged about 23 years) son of Naresh Kumar,
resident of Village Mahablipur, Police Station Sultanpur Lodhi, District
Kapurthala, UID No.4321-9483-0607.

.... Accused/applicant

Versus

State of Punjab.

..... Respondent.

FIR No.59 of 01.04.2025.
U/Ss 307, 3(5), 115(2) BNS
Police Station Sultanpur Lodhi.

Application for bail under Section 483 BNSS.

Present: Sh.B.S. Momi, Advocate for the accused/applicant.
Sh.APS Dhillon, Id.Addl. Public Prosecutor for the State.

ORDER

Present bail application is filed by the accused-applicant
Vivek Kumar @ Rahul, under Section 483 of BNSS.

2. Notice of the bail application was given to the State. No reply
was filed by the State.

3. I have heard learned counsel for the accused/applicant and
learned Additional Public Prosecutor for the State and have gone through
the record with their able assistance.

4. Learned counsel for the accused/applicant has argued that the
accused-applicant has been in custody since 01.04.2025. Challan is

already presented and charge is framed under Sections 307, 115(2) read with Section 3(5) of BNS. He is innocent. He has been in custody since long. He be released on bail.

5. On the other hand, learned Additional Public Prosecution for the State has opposed the application and argued that the offence is non bailable and serious in nature. He is not entitled to bail.

6. After hearing rival contentions, I have perused the file. As per version of the prosecution, Bijender Hosda complainant in the case has stated on 31.03.2025, he was returning from the shop. In the outer firmi of the village, three persons namely Ghudu, Rahul and Billi met him at 07:30 p.m. Billi was having a '*dattar*' (machete). They started beating him and searching in his pocket. They took away Rs.1,200/- and mobile phone Oppo. Charge has already been framed under Section 307 and 115(2) of BNS on 12.06.2025. Accused has been in custody since 01.04.2025. Trial may take time. No useful purpose will be served by further detention of the accused/applicant. Thus, the present application is allowed and the accused- applicant is ordered to be released on bail on furnishing bail bonds in the sum of Rs.20,000/- with one surety in the like amount, with the following conditions:-

1. That the accused/applicant shall attend the court on each and every date of hearing.
2. That the accused/applicant shall not directly or indirectly induce any witness or tamper with the evidence.
3. That the accused/applicant shall not leave the country without prior permission of the Court.

7. Copy of the order be sent to the learned Area Magistrate/Duty Magistrate. Present bail application is accordingly disposed off. Copy of this order be sent to the Jail Superintendent, Kapurthala, through e.mail. Present bail application be consigned to the Judicial Record Room, Kapurthala, after due compliance.

Pronounced in open Court.
Dated:13.08.2025.

Mohinder Kumar

(Gurmeet Tiwana)
Additional Sessions Judge,
Kapurthala (UID No. PB-0249).