

**In the Court of Pushvinder Singh, Additional Sessions Judge
Amritsar. (UID No.PB0116).**

**CIS No. : BA-1983/2021.
CNR No. : PBAS010049812021.
Date of Order. : 7.6.2021.**

S T A T E

VS.

Hemant Kumar @ Heyar son of Sunil Kumar @ Anil Kumar, R/o
Ekta Nagar, Darshu Da Dera, Gali No.4, Kariyane Wali Gali,
Chamrang Road, Amritsar.

..Accused/applicant.

**FIR No. 188 dated 24.7.2020.
U/s : 380/454 of IPC.
Police Station : B. Divn., Amritsar.**

Ist Bail application u/s 439 Cr.P.C.

Present : Sh. Rakesh Kashyap, Advocate,
counsel for accused- applicant.
Learned Additional .P.P. for the State.

AND.

**CIS No. : BA-2975/2021.
CNR No. : PBAS010069282021.
Date of Order. : 7.6.2021.**

S T A T E

VS.

Ram @ Sahil @ Kutti son of Raj Kumar, R/o Ekta Nagar,
Chamrang Road, Near Atray Shah Di Dargah, Bunty Kali Ram De
Kiraydar, Distt. Amritsar.

..Accused/applicants.

FIR No. 188 dated 24.7.2020.

U/s : 380/454/411 of IPC.

Police Station : B. Divn., Amritsar.

Ist Bail application u/s 439 Cr.P.C.

Present : Ms. Narinder Kaur, Advocate,
counsel for accused- applicant.
Learned Additional .P.P. for the State.

ORDER :-

1. This order of mine shall dispose off two bail applications together for regular bail one moved by applicant/accused Hemant Kumar @ Heyar and another filed by Ram @ Sahil @ Kutti. The applicants have alleged that they are innocent and have been falsely implicated in this case. They are already in judicial custody.

2. Upon notice, Ld Additional P.P. for the State appeared. Trial court file has been taken up.

3. I have heard the arguments of the counsel for the accused-applicants as well as learned Addl. P.P. for the State and have perused the trial court file.

4. From the perusal of trial file, I find that this case was registered on the basis of a complaint made by Tejinder Singh to the SHO, P.S. B. Divn., Amritsar who has alleged in the application that on 24.7.2020, at about 6.00 a.m., some unknown persons stole mobile phone of his wife. During investigation, both the applicants were arrested on 4.3.2021 and both the applicants/accused made disclosure statements and got recovered two mobile phones i.e. one each. The applicants/accused are in custody since 4.3.2021. They are young boys of 20 years of age as stated by the police itself. They have alleged false implication. So I find that the guilt of the applicants/accused is yet to be proved and without proving their guilt, they should not be kept in jail for an unlimited period. Accordingly, without commenting on the merits of the case, both the bail applications stand allowed and the applicants are admitted are ordered to be released on regular bail on furnishing of bail bonds in the sum of Rs. 50,000/-with one

surety in the like amount for each subject to the satisfaction of the Ld. Illaqa Magistrate/Duty Magistrate subject to following conditions:-

1. That the applicants will appear in the Court on each and every date of hearing to be fixed in the trial unless exempted.
2. That the applicants will not tamper with the prosecution evidence and will not influence the witnesses of the prosecution in any manner
3. That the applicants will not leave the country without prior permission of the Court.

Original copy of order be placed in the bail application State Vs. Hemant Kumar @ Heyar and the copy of order be placed in the bail application file state Vs. Ram @ Sahil @ Kutti. Trial court record be returned. Papers be consigned to the record room.

PRONOUNCED IN OPEN COURT.
DATED :7.6.2021.

(PUSHVINDER SINGH)
ADDITIONAL SESSIONS JUDGE,
AMRITSAR.
UID No.PB0116