

**In the Court of Sh. Virinder Aggarwal,
Sessions Judge, Ferozepur.
(Unique Identification No.PB0045)**

CNR No.PBFZ0100-5057-2023

CIS No. BA-1927 of 2023

Case No. BA.481 dated 25.07.2023

Date of Order: 03.08.2023

Rahul @ Ketu son of Shinda, aged 24 years, resident of Village Sher Khan, Tehsil & District Ferozepur.

. . . Applicant/accused.

Versus

State of Punjab.

... Respondent.

Application for bail U/s 439 of Code of Criminal Procedure

FIR No. 119 dated 15.12.2019,
Under Section 379-B of IPC,
Police Station Ghall Khurd.

Present: Sh. M.K.Bajaj Advocate, counsel for applicant/accused.

Sh. Dalip Kumar, Public Prosecutor for the State.

O R D E R:-

This order of mine shall decide this application for regular bail under section 439 of Cr.P.C. filed in the above noted FIR on behalf of applicant, on the allegations that earlier he was on bail in this case. During the course of trial, he absented from the trial on 04.07.2023 and his bail order was cancelled. Applicant/accused was picked up by the

police on the 04.07.2023 at about 6 AM and he was illegally detained and then he was booked under section 109 Cr.P.C. vide DDR No. 6 dated 05.07.2023 registered at PS Kulgari and his arrest on 04.07.2023 has been shown on *Instagram* handle of Punjab Police. His custodial interrogation is not required. Conclusion of trial will take long time. No useful purpose will be served by keeping the applicant/accused in custody. Hence, it is prayed that the application be allowed and applicant be given the concession of regular bail.

2. Notice of bail application was issued to State and Sh. Dalip Kumar, Public Prosecutor put in appearance on behalf of State. Record has also been requisitioned.

3. I have heard arguments of learned counsel for applicant and learned Public Prosecutor for State and have gone through the record.

4. As per report of filing branch, clerk, no bail application filed by applicant/accused is pending in the Hon'ble High Court. He has attached on record copy of report downloaded from the website of Punjab and Haryana High Court.

5. Perusal of record shows that that applicant/ accused absented himself from trial on 04.07.2022. He has taken a plea for his absence that police apprehended him at 6 AM on 04.07.2023 and he was

illegally detained and was later on booked under section 109 Cr.P.C. and his arrest on 04.07.2023 has been shown on *Instagram* handle of Punjab Police. Case is fixed for prosecution evidence. Number of witnesses remained to be examined. It will take sufficient long time to conclude the trial. No useful purpose will be served by detaining the applicant/accused behind the bars any further. Considering these facts and circumstances, present application is allowed. Applicant is admitted to bail on his furnishing bail bonds and surety bonds in the sum of ₹.50,000/-. Bail papers be attached with the main file.

Pronounced.
Dated: 03.08.2023
Mukesh Kakkar
Executive Assistant.

Sd/-(**Virinder Aggarwal**)
Sessions Judge, Ferozepur.
(UID No. PB-0045)