

**IN THE COURT OF PARMINDER SINGH RAI
ADDITIONAL SESSIONS JUDGE, GURDASPUR**

CIS No. BA/1985/2024
CNR No. PBGD01-004869-2024
Date of Order: 13/06/2024

Gurpreet Singh @ Bittu @ Happy s/o Sawinder Singh, r/o Shaheed
Udham Singh Nagar, at present Tarn Taran Road, near Bhai Manj
Road, Amritsar.

.....Petitioner

Versus

State

.....Respondent.

FIR No.25 Dated 27.03.2024
U/Ss 413,473,411,379 IPC
Police Station:-City Batala.

Bail application under Section 439 Cr.P.C.

Present: Sh. Harmeet Singh Banthanwal, Advocate, counsel for
applicant.
Shri Vikram Kashyap, Ld. Additional P. P for State

ORDER

Bail application put up before the undersigned being
Duty officer. Present petition has been filed by petitioner seeking
regular bail under Section 439 of Cr.P.C. for the alleged commission
of offence as mentioned above.

2. Upon notice, learned Additional P.P put in appearance on
behalf of respondent-State and contested the bail application. Police
record was also requisitioned.

3. It is submitted by learned counsel for petitioner that
petitioner is innocent and he has been falsely implicated in this case.

He has not committed any crime. Conclusion of investigation and presentation of challan shall take sufficient long time and no purpose would be served by keeping the petitioner behind the bars for indefinite period, so, he may be admitted to regular bail.

4. On the other hand, learned Addl.P. P. submitted that the allegations against the petitioner are serious in nature. If the petitioner is released on bail, he can induce or threaten the prosecution witnesses. At the end, he prayed for dismissal of bail application.

5. I have considered rival contentions of learned counsel for petitioners as well as of learned Additional Public Prosecutor and also perused the record.

6. Originally, the FIR had been registered against unknown persons regarding theft of one Swift car bearing registration No. PB-09-AF-4194. The police received secret information against one Kanwalpreet Singh and he was arrested on 16.04.2024 and two cars i.e. one make Swift and the other make Creta were allegedly recovered from his possession, but the stolen car bearing registration No. PB-09-AF-4194 was not recovered from his possession. The cars recovered from him were allegedly the stolen cars. Thereafter the police nominated two more persons namely Akash and Gurpreet Singh as accused in this case on 16.04.2024 on the basis of the disclosure statement made by Kamapreet Singh. Akash was arrested

by the police on 19.04.2024 and two stolen vehicles were allegedly recovered from his possession. Applicant Gurpreet Singh was arrested on 18.04.2024 and one car has been recovered from his possession. The accused Amanjit Singh was nominated as accused on 18.04.2024 on the basis of disclosure statement made by Kamalpreet Singh. He was arrested on 18.04.2024. One car make Swift has allegedly been recovered from his possession.

7. Recovery has been effected. Co-accused have already granted the concession of regular bail. Applicant has been coming in custody since long i.e. 18.04.2024. Conclusion of investigation and presentation of challan shall take sufficient long time and no purpose would be served by keeping the petitioner behind the bars for indefinite period. As such, present application is hereby allowed and petitioner is admitted to regular bail on his furnishing bail bonds in the sum of Rs.50,000/- with one surety in the like amount to the satisfaction of Ilaqa/Duty Magistrate subject to the following conditions:-

- i. That he will not hinder the ongoing investigation;
- ii. That he will not leave the country without prior permission of the Court;
- iii. That he will not make any threat, promise or inducement to any person conversant with the facts of the case to dissuade him/her from disclosing the truth to the Court or police;

Police record be returned. Bail application file be sent

back to the concerned court for consignment purpose.

Pronounced
Dated:13/06/2024
Gurpreet Singh, Stenographer-II

(Parminder Singh Rai)
Addl. Sessions Judge,
Gurdaspur/Duty

Present: Sh. Harmeet Singh Banthanwal, Advocate, counsel for applicant.
Shri Vikram Kashyap, Ld. Additional P. P for State

Police record produced. Arguments heard. Vide my separate detailed order of even date, present bail application has been allowed and petitioner has been admitted to regular bail on his furnishing bail bond in the sum of Rs.50,000/- with one surety in the like amount, as per the detailed mentioned therein. Police record has been returned. Bail application file be sent back to the concerned court for consignment purpose.

Pronounced
Dated:13/06/2024
Gurpreet Singh, Stenographer-II

(Parminder Singh Rai)
Addl. Sessions Judge,
Gurdaspur/Duty