

S. B. CR. MISC. BAIL APPLICATION NO. 7929/2008
HARI RAM VS STATE OF RAJ.

24. 10. 2008

HON'BLE MR. JUSTICE MAHESH BHAGWATI

Mr. Di nesh Yadav, for the petitioner.
Mr. RP Kuldeep, Public Prosecutor for the State.

This order governs the disposal of bail application filed under Section 439 of Cr. P. C by Shri Di nesh Yadav, Advocate on behalf of the applicant Hari Ram pertaining to F. I. R. No. 484/2008 of Police Station Gandhi Nagar, District Jai pur, in the offence under Section 379 of IPC.

Heard the learned counsel for the petitioner as also the learned Public Prosecutor for the State and perused the material on record.

The learned counsel for the petitioner has contended that the stolen Motor-cycle has been recovered and no further recovery is to be made from him. There is no other criminal case pending against him. The matter is still pending investigation, as such, he may be released on bail.

The learned Public Prosecutor has opposed the bail petition.

Having considered the submissions made at the bar and perused the relevant material on record, it is apt to record that the spate of the incident of theft of vehicles has alarmingly increased in the city and in surrounding areas during last 2-3 years. Hence, without expressing any opinion on the merits of the case but keeping in view the above fact, I do not feel inclined to grant bail to the petitioner.

In the result, the bail petition filed on behalf of the accused petitioners under Section 439 of Cr. P. C. stands dismissed.

(MAHESH BHAGWATI) J.

PCG