

SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
			<p>BA1 No. 141 of 2024  <b><u>Hon'ble Rakesh Thapliyal, J.</u></b></p> <ol style="list-style-type: none"> <li>1. Mr. Pankaj Sharma, learned counsel for the applicant.</li> <li>2. Mr. V.K. Gemini, learned Dy. Advocate General for the State.</li> <li>3. The present applicant is seeking bail in relation to FIR No. 292 of 2023, for the offence punishable under Section 2/3 of the Gangster Act registered at P.S. Pithoragarh, District Pithoragarh.</li> <li>4. It is contended by the learned counsel for the applicant that in the FIR there is reference of four cases, i.e., (i) FIR No. 94 of 2019, for the offence punishable under Section 379 read with Section 411 IPC, (ii) FIR No. 135 of 2021 for the offence punishable under Section 392 read with Section 411 IPC, (iii) FIR No. 134 of 2022, for the offence punishable under Section 380 read with Section 411 IPC and (iv) FIR No. 271 of 2023, for the offences punishable under Sections 392, 411, 506 IPC .</li> <li>5. Learned counsel for the applicant submits that except in the first case, i.e., FIR No. 94 of 2019, in rest of the cases, i.e, FIR No. 135 of 2021, FIR No. 134 of 2022 and FIR No. 271 of 2023 the applicant has already enlarged on bail by the trial court, in reference of which the orders granting bail have been enclosed. So far as first case, i.e., FIR No. 94 of 2019, is concerned, the learned counsel for the applicant submits that this case</li> </ol>

			<p>has been compounded by the order dated 14.12.2022, passed by the learned Chief Judicial Magistrate, Pithoragarh.</p> <p>5. Mr. V.K. Gemini, learned Dy. Advocate General for the State has not disputed this fact that the applicant is already enlarged on bail in three cases and in respect of one case the offence has been compounded.</p> <p>6. Since, by giving reference of four cases, the present applicant has been implicated in the present case and out of these four cases, in three cases he is enlarged on bail and first case i.e., FIR No. 94 of 2019 is already compounded, this Court is of the view that applicant is entitled for bail with the certain conditions which reads as follows: -</p> <p style="padding-left: 40px;">(i) that after being released on bail, the applicant will not indulge in any further criminal case; and</p> <p style="padding-left: 40px;">(ii) on the last date of each month, the applicant shall report to the concerned police station failing which the concerned In-charge of police station is free to move bail cancellation application.</p> <p>7. The bail application is allowed. Let the applicant Yogesh Kapri be released on bail on his executing a personal bond and furnishing two reliable sureties each of the like amount to the satisfaction of the court concerned subject to above conditions.</p> <p>8. Pending application, if any, also stands disposed of.</p> <p style="text-align: right;"><b>(Rakesh Thapliyal, J.)</b>  <b>Vacation Judge</b>  31.01.2024</p> <p>Parul</p>
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