

State vs. Surjeet Singh

Present: Sh. Ashwani Kumar Goyal, Advocate for applicant.
Ld. APP for the State.

(Proceedings conducted through VC)

ORDER

Bail application put up before me being Duty Magistrate. Heard on the bail application. Record perused. It has been stated that accused has been falsely implicated in the present case. Accused is in judicial custody since 18.08.2020. Therefore, prayer has been made to allow the present bail application.

2. On the other hand, learned APP for the State has argued that accused was arrested under section 61/1/14 Excise Act. Therefore he has prayed for dismissal of bail application.

3. After hearing learned counsel for the accused/applicant, learned APP for the State and after going through the papers, it comes out that accused is in custody since 18.08.2020. Nothing is left to be recovered from accused. The alleged recovery has already been effected. He is no more required for further investigation. The conclusion of investigation and presentation of challan will take sufficient long time and accused cannot be lodged in jail for indefinite period in view of allegations contained against him. Therefore, bail application is hereby allowed. In view of the prevailing situation in the country on account of the outbreak of pandemic Covid-19, the Hon'ble Punjab & Haryana High in case titled as Ishu Grover alias Ishu Vs. UT Chandigarh and another CRM-M-11952-2020 (O&M) directed all the subordinate courts in the State of Punjab and Haryana, U.T. Chandigarh to release the accused who

has already been granted bail either by the Hon'ble High Court or by Subordinate Court on bail on furnishing personal bond without enforcing the condition of surety bonds/bail bonds. It is further directed that condition can be laid down that when the situation turns to be normal, the accused would be bound to furnish surety/bail bonds. In view of this, accused is admitted to bail on furnishing personal bonds of Rs.10,000/- with condition that when the situation turns to normal, he would be bound to furnish surety bonds/bail bonds. Release warrants along with personal bonds to be furnished by the accused at concerned jail, are hereby sent to concerned jail authority and Ahlmad is directed to inform Superintendent, the concerned jail through his mobile number to release the accused on furnishing his personal bonds and also to obtain undertaking from him that he will furnish surety bonds/bail bonds when the situation turns to be normal and to send the duly accepted and attested personal bonds along with undertaking of the accused to this Court immediately. Papers be attached with the remand paper.

Ajay Pal Singh, PCS
SDJM/Budhlada
(UID:PB0325) (Duty)

Date of Order : 21.08.2020
Anup