

**In the Court of Sh. Haridiyanshu,
Judicial Magistrate Ist Class, Bathinda**

CNR No. PBBT030080492026



Case No. BA/1306/2026

Presented on : 20-07-2026

Registered on : 21-07-2026

Decided on : 05-08-2026

State of Punjab versus Ravi Dass S/o Dhanias Dass R/o House no.
31807, Street No. 20 Paras Ram Nagar, Bathinda.

**FIR No.60 dated 25.05.2026,
U/s 304, 317(2) BNS, 2023
PS GRP, Bathinda.**

Bail application under section 480 BNSS

Present: Sh. Rohit Kumar Garg, LADC for applicant/accused.
 Sh. Harpreet Singh Kahlon, Assistant, Public Prosecutor for the
 State.

ORDER:-

1. This order of mine shall dispose of the bail application filed by the accused/applicant in the FIR No.60 dated 25.05.2026, U/s 304, 317(2), BNS, 2023 Police Station GRP, Bathinda.
2. It is pleaded that this is the first bail application of accused-applicant. It is further pleaded that the false FIR has been registered against the accused-applicant. It is further pleaded that there is unexplained delay for registration of FIR. It is further pleaded that nothing has been recovered from the accused-applicant and the alleged recovery has been planted by the police. It is further pleaded that accused-applicant has been falsely implicated in this FIR. It is further pleaded that the accused/applicant is no more required for custodial interrogation. On these pleadings, the grant of the bail application was entreated for.

3. On the receipt of application for bail the report of the Ahlmad was called. It is submitted that this is the first bail application filed by the applicant/accused and no other bail application is pending or decided in any Superior court.

4. Notice of this bail application served upon the prosecution, the report has been called from the concerned police station. As per the report submitted by the HC Amandeep Singh no. 656/GRP, PS GRP, Bathinda, it is reported that the accused was arrested on 27.05.2026, since then he is in custody, except this FIR, two other FIRs have been registered against accused Ravi Dass. The accused is in judicial custody since dated 27.05.2026 till today. One ladies purse along-with makeup accessories, one pair of gold earring have been recovered from accused-applicant.

5. I have heard the Ld. APP for the State and the Ld. Counsel for accused and have gone through the record of the case.

6. It is argued by the Ld. Counsel for the applicant/accused that the applicant/accused has been falsely implicated. The police has failed to connect the applicant/accused with the alleged crime. It is further argued that the accused has undergone sufficient period of time in custody. It is therefore, argued that accused be released on bail.

7. On the other hand, it is argued by the Ld. APP for the state that the accused is involved in a serious offence. It is orally submitted by the Ld. APP keeping in view the gravity of offence, the accused does not deserve the concession of bail.

8. In the instant case, the accused has been booked under section U/s 304, 317(2) BNS, 2023. The accused is in custody since 27.05.2026. As per the

contents of FIR the case was registered against unknown person. Later on the accused was nominated in the present case on the basis of secret information. Moreover, the recovery of articles has already been effected from the accused.

9. It is a well settled principle, as laid down in **Sanjay Chandra V. CBI, (2012) 1 SCC 40**, that the object of bail is merely to secure the appearance of the accused at trial by requiring a reasonable bond amount. Bail is neither punitive nor preventive; deprivation of liberty must be treated as a form of punishment unless such detention is strictly necessary to ensure the accused's presence at trial or to prevent obstruction of justice.

10. Recently, in a celebrated judgment of the Hon'ble Supreme Court in **Satinder Kumar Antil V. Central Bureau of Investigation, 2022 Live Law (SC) 577**, the court, while delineating the role of the judiciary, eloquently summarized that criminal courts in general, and trial courts in particular, are the "guardian angles" of personal liberty. Liberty, as embedded in the Code, must be preserved, protected, and enforced by the criminal courts, and any conscious failure to do so would amount to an affront to such liberty. The court further observed that it is the pious duty of a criminal court to zealously guard and maintain a consistent vision in safeguarding constitutional values and ethos. In this solemn task, a criminal court must uphold the constitutional trust reposed in it, acting akin to the highest priest in preserving the sanctity of justice.

11. It is general principle of Criminal Jurisprudence that accused is presumed to be innocent until proved guilty and guilt of accused is to be proved during trial. There is no gainsaying that bail is the rule and jail is the exception. The personal liberty individual is the most cherished delicate fruit of mature democracy. The conclusion of trial will take its own time, so, no useful purpose

would be served by keeping the accused/applicant behind the bars rather it would be burden on State Exchequer. As such above named accused/applicant Ravi Dass is ordered to be released on bail on furnishing bail bonds in the sum of Rs.10,000/-with one surety in the like amount failing which accused be kept in custody. Police record is returned.

12. The present application is allowed and the applicant is released on bail subject to following conditions;

- (i) The accused-applicant shall appear before the court on each and every date of hearing unless exempted by the court.
- (ii) The applicant shall not directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade them from disclosing such facts to the court or any police officer.
- (iii) The accused-applicant shall not leave India without prior permission of the court.

13. The copy of this order be sent to the SHO of the concerned police station for information. Bail application be attached with the connected file.

14. Copy of this order be also sent to Superintendent Central Jail, Bathinda.

Pronounced in open Court:

05.08.2026

Poonam

***(Haridiyanshu), PCS
JMIC/Bathinda
UID No.PB0694***