

**IN THE COURT OF SH. RAJINDER SINGH RAI,
SESSIONS JUDGE,
MOHALI.**

Bail Application No. 173 dated 12.12.2019

Registration No.BA 2977-2019

CNR No. PBSA010111202019

Decided on : 18.12.2019

Sukhjinder Singh, aged about 35 years son of Harvinder Singh, r/o V.
Gehlewal, P.S. Basti Jodhewal, Ludhiana (H.No.1071, Gali No. 1,
Baldev Nagar, Ludhiana).

.....Applicant.

Versus

State of Punjab.

.....Respondent.

**First bail application u/s 439 Cr.P.C. for
grant of bail.**

FIR No.140 dated 17.11.2019

Under Section 61/1/14 Punjab

Excise Act, P.S. Balongi, SAS

Nagar, Mohali .

Present: Sh. Apoorav Thakur, Advocate, Counsel for the
applicant/accused Sukhjinder Singh .

Sh. Sanjeev Batra, Public Prosecutor for the State.

O R D E R

1. This order shall dispose of an application moved u/s 439
Cr.P.C. for grant of regular bail, on behalf of applicant/accused
Sukhjinder Singh.

2. The present case has been registered vide FIR no. 140 dated
17.11.2019, Under Section 61/1/14 Excise Act at P.S. Balongi, SAS

Nagar, Mohali, against applicant/accused Sukhjinder Singh, on the allegations that he was found carrying 80 cartons of liquor (36 cartons of liquor make Naina and 44 cartons of liquor make High Speed) for sale in UT-Chandigarh only, in the area of Airport Road, near TDI City, Balongi. Accused Sukhjinder Singh was arrested on 17.11.2019 and since then, he is in custody and the bail application moved by him was dismissed by the Court of Ms. Garima Gupta, learned Judicial Magistrate Ist Class, Kharar. Hence, this bail application has been moved by applicant/accused Sukhjinder Singh u/s 439 Cr.P.C.

3. Upon notice, learned Public Prosecutor put in appearance on behalf of the State and opposed this bail application. He also produced police record in this case.

4. I have heard the learned Counsel for the applicant, learned Public Prosecutor for the State and have gone through the record carefully, with their able assistance.

5. The case in hand is triable by the Court of Judicial Magistrate Ist Class. Recovery has already been effected in this case as per prosecution story. The applicant/accused has denied the allegations of the prosecution and these allegations are yet to be proved against him. He is no more required by the investigating agency for further interrogation or recovery purposes. The disposal of final trial will take considerable time. No useful purpose would be served by keeping this accused behind the bars for indefinite period. In view of these facts and circumstances of the case, the present bail application is allowed and disposed of and applicant/accused Sukhjinder Singh is ordered to be

released on bail on his furnishing bonds in the sum of Rs.50,000/- with one surety of the same amount, to the satisfaction of the learned Illaqua/Duty Magistrate.

6. Anything stated hereinabove, shall not effect the merits of the trial.

7. Police record be sent back. Record this bail application be consigned to the record room.

Pronounced
18.12.2019

(R.S. Rai)
Sessions Judge, SAS Nagar
Mohali.

'naresh sharma '
Stenographer/JW Gr-1

Sukhjinder Singh Versus State 4

Present: Sh. Apoorav Thakur, Advocate, Counsel for the
applicant/accused Sukhjinder Singh .

Sh. Sanjeev Batra, Public Prosecutor for the State.

Arguments on bail application heard. Vide my separate order
of today, bail application filed by applicant-accused Sukhjinder Singh
has been allowed.

Record be returned and bail file be attached with the
main case

Pronounced
18.12.2019

(R.S. Rai)
Sessions Judge, SAS Nagar
Mohali.

' naresh sharma '
Stenographer/JW Gr-1