

**IN THE COURT OF JUDICIAL MAGISTRATE (FIRST CLASS),
36TH COURT, MUMBAI CENTRAL RAILWAY, MUMBAI.**

B.A.No. :- 251/BA/2025

C. R. No. :- BDTs/CR -05/2025

Police Station :- RPF Bandra Terminus

Punishable under section :- 3 of the RP (UP) Act

Name of the Accused :- Ishwar Singh S/o. Ratna Singh

Date :- 11.06.2025

ORDER BELOW BAIL APPLICATION

This is an application for bail moved by the accused under section 480 of the BNSS in connection with C. R. No. BDTs/CR -05/2025 registered with the RPF Bandra Terminus, for the offence punishable under section 3 of the RP (UP) Act.

2. Read the application. Accordingly say of Ld. Senior P P and the E.O. was called. The E. O. filed his say and objected the application on the ground that if the accused is released on bail he would abscond as he has no fixed place of abode at Mumbai. The accused would also pressurize the prosecution witnesses. The Ld. Senior P. P. has also filed his say on the present bail application, wherein he submitted that the enquiry of the crime is in progress. The accused was found in unlawful possession the railway property. If the accused is released on bail, he would tamper the evidence and thereby hamper the enquiry.

3. Heard the Ld. Advocate Shri. Atul Pandey for the accused. Admittedly, the offence is non bailable, but not punishable with death or imprisonment for life. It is alleged that the accused was found in unlawful possession of the railway property, which has already been recovered. So also, there is no material on the record to show that accused is an habitual offender.

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4. Under the circumstances and considering the grounds stated in the application, if bail is granted to the accused subject to certain conditions no harm or prejudice would be caused to the prosecution. Hence, I pass the following order :-

ORDER

1. The Bail Application No. 251 of 2025 is allowed and disposed of.
2. The accused namely Ishwar Singh S/o. Ratna Singh is released on bail on executing his P. R. Bond of Rs.7,500/- with one solvent surety in the like amount.
3. The accused shall not tamper the prosecution evidence and shall not hamper the investigation and shall not make any inducement to the person acquainted with the facts of the case, so as to dissuade him from disclosing such facts to the police or to Court.
4. The accused shall attend the concern Enquiry Officer as and when required.
5. The accused shall co-operate the Enquiry Officer.
6. The accused shall furnish authenticated copy of his identity and address proof.
7. Accused shall not indulge himself in the same kind of offence here-in-after.
8. Provisional cash bail of Rs.7,500/- is granted to the accused for Four weeks.

Sd/-

(Tushar B. Waje)

Judicial Magistrate (First Class),

Date :- 11.06.2025.

36th Court, Mumbai Central Railway, Mumbai.