

**IN THE COURT OF MS. TARJANI, PCS,
JUDICIAL MAGISTRATE IST CLASS,
NAKODAR (UID No. PB0533)**

**BA/278/2019
DOI 27.09.2019**

**CNR No. PBJLA10015342019
DOD 30.09.2019**

**Balkar Singh son of Jagir Singh resident of village Mundi Sehria,
Tehsil Lohian, Distt. Jalandhar.**

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Applicant

Vs

State

**FIR No. 108 dated 25.09.2019,
U/s 61/1/14 Excise Act
P.S. Lohian, Jalandhar**

**Present :- Sh. Satnam Singh, APP for the state,
Sh. Rachna Gupta, Adv. Counsel for accused/applicant**

Reply to bail application not filed. However, the Ld. APP for the state verbally opposed the bail application on the ground that the offence involved in this case are grievous/ serious in nature and prayed for dismissal of the same.

The Ld. Counsel for accused has submitted that accused/applicant has been arrested in the present case on 26.09.2019 by the police and since then he is in judicial custody and he has been falsely implicated in this case. He has further argued that the applicant/ accused are no more required for further investigation and completion of trial will take long time. Finally, he prayed for releasing the accused on bail.

I have heard the ld. counsel for accused and Ld. APP for the State and also gone through the remand papers, perusal whereof shows that the accused was arrested on 25.09.2019 in FIR No. 108, dated 25.09.2019, under Section 61/1/14 Excise Act, PS Lohian. Thereafter, on 26.09.2019 the accused was sent to judicial custody and since then he is in judicial custody. Since the case is at initial stage and recovery whatsoever has already been effected. Therefore, in the opinion of the court the applicant is no more required for the purpose of investigation and culmination of trial will take long time. As such, this court does not find

any justification in sending the accused person in detention. In fact, keeping them in custody will unnecessarily burden the State exchequer. As such, the accused above named is ordered to be released on bail, subject to the following conditions :

1. The accused person shall furnish bail bond in the sum of Rs. 40,000/- each with one surety in the like amount.
2. The accused shall attend in accordance with the conditions of the bond executed.
3. The accused shall not commit an offence similar to the offences of which they are accused, or suspected, of the commission of which they are suspected.
4. The accused 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 to any police officer or temper with the evidence.
5. Accused will not leave the country without prior permission of the Court.

Requisite bail bonds and surety bonds are furnished. Which are accepted and attested. Papers be tagged with FIR/ Remand papers.

Dated: 30.09.2019
Harpreet Singh*

(TARJANI)PCS
JMIC/Nakodar
UID No-PB0533