

State of Punjab Vs. Gurpreet Singh @ Moma

FIR No.183 dated 27.10.2024

U/s 303(2), 238 BNS

PS Lehra

Present: Sh. Vikas Kumar, Advocate for applicant/accused.
Ms. Amandeep Kaur Ld. APP for the respondent/State.

This order of mine shall dispose of bail application filed by applicant/accused Gurpreet Singh @ Moma under Sections 303(2), 238 BNS, PS Lehra.

2. The applicant/accused has alleged that applicant is innocent and has falsely implicated in the present case. It is further submitted that the applicant on 19.01.2026 has gone to out of station for the medical purpose who not communicate with the counsel and due to his non-appearance his bail order was cancelled on 19.01.2026. It is further submitted that he has not committed any crime as being alleged against him. It is further submitted that he is in custody since 02.02.2026. It is therefore, requested that applicant/accused may kindly be released on regular bail.

3. Notice of the bail application was given to the State, however no reply has been filed by the State, but Ld. APP for the State orally opposed the present bail application.

4. Further, ASI Satpal Singh No. 2143/SGR has come present and suffered statement that FIR No. 183 dated 27.10.2024 under Section 303(2), 238 BNS, PS Lehra was registered against applicant/accused Gurpreet Singh @ Moma and he was arrested on 02.02.2026. No other case is pending or decided against the accused. Till date there was no bail applied by the accused/applicant and no bail application is pending or dismissed by any Court.

5. Challan file called and received. Perusal of the file shows that earlier accused was appearing before the Court but thereafter he had absented from the proceedings of the Court, due to which his bail order was canceled on 19.01.2026. Perusal of the file also shows that accused himself appeared before the Court on 02.02.2026 and he was sent to judicial custody. Since, accused Gurpreet Singh @ Moma himself appeared before the Court and as such, while taking lenient view against the accused in the present case and also the facts that conclusion of trial of this case is likely to take a long time, keeping the accused in custody any further would serve no purpose and burden the state exchequer unnecessarily. Therefore keeping in mind the rule 'Bail, not Jail', this court deems it appropriate to grant concession of the bail to the accused as per following conditions:-

1. That the accused shall not leave the territorial jurisdiction of the state without permission of the court.
2. In case the passport of the accused is returned to him by the passport authorities, he shall intimate the court about the same and if required shall submit his passport before the court.
3. Accused shall not tamper with evidence in any way nor try to intimidate the witnesses.

6. Therefore, subject to the abovesaid conditions, the accused is released on bail subject to furnishing bail bonds to the amount of Rs. 75,000/- along with one local surety of like amount. Bail application stands allowed. Bail bonds and Surety bonds not furnished by the accused/applicant Gurpreet Singh Moma. Papers be attached with the main challan and be put on the date fixed i.e. 16.02.2026.

Pronounced.
10.02.2026

(Ankita Gupta)
Judicial Magistrate Ist Class
Moonak. UID-PB00524.