

FIR No. 39 of 24.04.2017

Under Section : 3/4/34/20 of Indian Passport Act, 1920.

Police Station : Dera Baba Nanak, Batala.

Present: Ms. Neeraj Azad, APP for the State.
Sh. Manjit Singh, Advocate for accused Baljit Singh.

Arguments heard on the bail application moved on behalf of accused Baljit Singh, wherein it was pleaded that accused is innocent and has been falsely implicated in the present case. He is in judicial lock up since 24.02.2019. As such, learned counsel for accused/applicant has prayed for release of accused/applicant on bail.

Upon notice, learned APP for the State, appeared and opposed the bail application on the ground that accused has committed serious offence. As such, prayer for dismissal of the present bail application has been made.

I have considered the contradictory versions of the contesting parties and have deliberated over the arguments advanced in the light of documents, peculiar facts and circumstances and submissions made.

Record perused. Perusal of the file reveals that accused is in custody since 24.02.2019 and the presentation of challan and conclusion of trial will take its own time. Criminality of accused, if any, is a matter of trial. It is cardinal principle of criminal jurisprudence that accused is presumed to be innocent, until proved guilty. Thus, no useful purpose will be served by keeping the accused behind bars, rather it will be a burden on State Exchequer. As such, the present bail application is hereby allowed and accused Baljit Singh is ordered to be released on bail on furnishing bail bonds in the sum of Rs. 1,00,000/- with one surety in the like amount. Bail bonds and surety bonds not furnished. Papers be tagged with the main file.

Pronounced in open Court :
Dated: 01.08.2019.

(Shagun) PCS,
Judicial Magistrate Ist Class,
Batala. PB0408.