

**IN THE COURT OF MS. RAJBINDER KAUR, PCS,
JUDICIAL MAGISTRATE IST CLASS,
NAKODAR (UID No. PB0390)**

**CNR No. PBJLA10000842024
BA-27-2024
DOI 19.01.2024
DOD 23.01.2024**

Sukhwinder Kaur aged about 23 years daughter of Jeet Singh resident of village Gosuwal, Tehsil Nakodar, District Jalandhar.

Applicant

Vs

State

Present :- Sh. Rohit Narang, Advocate for accused/applicant.
Sh. Bharat Bhushan Ld. APP for the State.

Arguments heard on the bail application moved by accused through counsel. It has been submitted in the bail application that the applicant has been falsely implicated in this case and she has nothing to do so with the present case. No recovery has been effected from the applicant/accused. Moreover, alleged recovery has already been effected in the present case. As such, custodial interrogation of the applicant is not required at all. The applicant/accused is in judicial lock up since 11.01.2024. In the end prayer has been made to allow the present bail application.

Ld. APP filed reply to bail application wherein averments of application have been denied and prayer has been made by Ld. APP to dismiss the bail application.

The Ld. Counsel for accused has submitted that accused/applicant has been arrested in the present case on 11.01.2024 by the police and since then she is in custody and she has been falsely implicated in this case. He submitted that the applicant/ accused is no

more required for further investigation and completion of trial will take long time. Finally, he prayed for releasing the accused on bail.

Ld. APP has vehemently opposed the bail application of accused and has submitted that the accused may misuse the concession of bail, so she is not entitled to bail. He prayed to dismiss the present bail application.

I have heard the Ld. Counsel for accused/applicant and Ld. APP and have gone through the record available on file.

Perusal of the file reveals that accused Sukhwinder Kaur was booked in the present case on the allegations that she was found in possession of 4 grams Heroin without any permit or license. Since, 11.01.2024 applicant/accused is in custody. Recovery effected from the accused is of small quantity. Presentation of challan and conclusion of trial will take long time. 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 keeping the accused in detention. In fact, keeping her in custody will unnecessarily burden the State exchequer. Therefore the accused 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. 35,000/- with one surety in the like amount.
2. The accused shall attend court in accordance with the conditions of the bond executed.
3. The accused shall not commit an offence similar to the offences of which she is accused, or suspected, of the commission of which she is 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 her 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 have not been furnished.

Papers be tagged with main file.

Date of order: 23.01.2024
Navdeep

(Rajbinder Kaur),PCS
JMJC-Nakodar
UID No. PB0390