

BA-279-2022 State Vs. Surjeet Singh Teeni etc

FIR No. 279 of 2022

PS City-I, Abohar.

Date of decision : 02.11.2022.

Present:- Sh. RS Jossan, Ld. APP for the State.
Sh. Hans Raj Bishnoi Advocate for
applicants/accused Surjeet Singh Teeni.

Heard on the bail application having been filed on behalf of accused/applicant Surjeet Singh Teeni in FIR No. 248 dated 29.08.2022 under Section 61 Punjab Excise Act, PS City-I, Abohar. It has been averred in the bail application that no offence has been committed by the accused/applicant and has been falsely implicated in this case. It has been further averred that the accused/applicant is peace loving and law abiding citizen of India. It has been further averred that the accused/applicants will abide by any condition imposed upon them by the Court. It has been further averred that the accused/applicants will not tamper with the evidence, if any. Lastly, a prayer for allowing the present application has been made.

2. Upon notice, Sh. R S Jossan, Ld. APP has appeared on behalf of the State, but he did not intend to file reply to the present application and opposed the same on the grounds of gravity of offences. ASI Nirmal Singh has suffered statement that bail application in FIR No. 248 dated 29.08.2022 is first bail application of accused Surjeet Singh and recovery of 25 bottles of illicit liquor was recovered in present. He has further stated that no any other bail application is pending before any Court of law. He has further stated that two other FIR were registered against accused Surjeet Singh and he is on bail in those FIRs.

3. From the perusal of the case file, it reveals that allegations against the accused are under sections 61 of The Punjab Excise Act. As per facts of the case as per prosecution 18570ml of illicit liquor i.e. about 25 bottles was recovered from the possession of the accused/applicant. So the alleged recovery has already been effected. The accused/applicant is in custody since 29.08.2022 and was remanded to judicial custody on request of Prosecution itself. No useful purpose would be served by keeping the accused in judicial custody for indefinite period. Therefore, without commenting upon the merits of the case, accused/applicant is ordered to be released on bail on his furnishing bail bond and surety bond in the sum of Rs. 30,000/- with one surety in the like amount, subject to following conditions:-

- 1) He shall not commit similar type of offence.
- 2) He shall not induce or threaten witnesses of the case and shall not tamper with evidence of the case.
- 3) He shall come present on each and every date.

Bail bond and surety bond not furnished. Papers be attached with Remand Papers.

Date: 02.11.2022

Sd/-Anish Goyal
Sub Divisional Judicial Magistrate
Abohar. (UID No.PB0320)

Rajwinder Kaur
Stenographer-II