

**IN THE COURT OF SHRI KARAMJIT SINGH (UID NO.PB0013),
SESSIONS JUDGE, AMRITSAR**

CNR NO.PBAS010083082019.

B.A.NO.1041 OF 2019.

DATE OF INSTITUTION: 20.02.2019.

DATE OF DECISION: 02.03.2019.

S T A T E

VERSUS

*Palwinder Singh alias Bawa, age 25 years, son of Sukhwinder Singh,
resident of House No.3064, near Bharti Di Bambi, New Preet Nagar,
Mohkampura Tungpai, Batala road, Amritsar.*

.....Applicant/accused.

F.I.R.No.12/2015.

Offences u/s: 61/1/14 Excise Act.

Police Station: 'A' Division, Amritsar.

1st bail application under section 439 Cr.P.C.

PRESENT: Shri Pankaj Sharma, Advocate, for the applicant.

Mrs.Neelam, Additional Public Prosecutor for the State.

O R D E R

1. This application for regular bail has been filed by applicant/accused, Palwinder Singh alias Bawa son of Sukhwinder Singh, in case FIR No.12 of 2015 for offence under sections 61 of Excise Act,

registered at Police Station 'A' Division, Amritsar.

2. On notice, Additional Public Prosecutor opposed the bail application.

3. I have heard counsel for the applicant/accused and the Additional Public Prosecutor for the State and have gone through the record.

4. As per allegations appearing on the record, the applicant was arrested in this case on 08.01.2015 and 24 bottles of whisky were recovered from his possession regarding which he failed to produce any permit. Later on the applicant was released on bail but subsequently he jumped bail and was declared a proclaimed person. Now, he was re-arrested on 08.01.2019.

5. The applicant is presently lodged in judicial custody and is not required by the police for any further investigation. The applicant is in custody for the last about two months and the offence is triable by the court of Judicial Magistrate Ist Class. It will take time for conclusion of the trial. So, no purpose will be served by detaining the applicant in custody for any further period.

6. Thus, without commenting upon merits of the case, this bail application is allowed and applicant is directed to be released on bail on

his furnishing personal bond in the sum of Rs.50,000/- with one surety in the like amount, to the satisfaction of trial court/duty magistrate, subject to the following terms and conditions :-

- i) that accused shall not give any threat or inducement to any prosecution witness;
- ii) that accused shall not leave India without prior permission of the court.

Copy of this order be sent to the trial court, for strict compliance. Record of the trial court be returned and papers be consigned to record room.

*Pronounced:
2nd March, 2019.*

*(Karamjit Singh)
Sessions Judge, Amritsar
(UID:PB0013)*

*Pardeep Kumar
Stenographer Grade-I*

CNR NO.PBAS010083082019

BA NO.1041 OF 2019

STATE VERSUS PALWINDER SINGH

Presence:

Shri Pankaj Sharma, Advocate, for the applicant.
Mrs.Neelam, Additional Public Prosecutor for the State.

Record of the trial court is received.

Arguments heard. Vide separate order, the bail application has been allowed. Trial court record be returned and papers be consigned to record room.

Date of order: 2nd March, 2019.

(Karamjit Singh)
Sessions Judge, Amritsar
(UID:PB0013)

Pardeep Kumar
Stenographer Grade-I