

State Vs Nirmal Singh

Present: Sh. Vikas Kumar, Advocate for the applicant/accused Nirmal Singh.
Sh. Chander Goyal, APP for the State/respondent.

ORDER:

This order of mine shall dispose off the bail application filed by the applicant/accused **Nirmal Singh**.

Brief facts of the present bail application are that applicant/accused has been falsely implicated by the police officials by imposing false recovery and creating false evidence against him. Further it has been argued that wrong facts are cited in the FIR and the present applicant is arrested merely on the basis of suspicion. It is also pertinent to mention here that the occurrence happened on the night of 08/09.04.2024 but the FIR has been lodged on 27.10.2024. Initially the FIR has been registered against unknown persons but thereafter based on a disclosure statement of co-accused Lovepreet Singh, multiple FIRs have been registered against the applicant without any material evidence. It is further argued that the applicant/accused has been in custody since 25.03.2025. It is reasonable to presume that police has availed sufficient opportunity to interrogate the accused. Therefore, continued detention does not appeared to be warranted at this stage. Hence, the present bail application may kindly be allowed.

Learned APP for the State argued that the accused is habitual offender and multiple cases are registered against him and thus, he is a

State Vs Nirmal Singh

threat to society, therefore, accused is not worthy of any concession of bail.

I have heard contentions of the Learned counsel for the applicant/accused as well as Ld. APP for the State and have gone through the judicial file carefully.

In view of this Court, accused is in custody since 25.03.2025. Four out of six co-accused persons are already on bail. The present applicant is a family man and has strong roots in the society, moreover, the applicant is ready to come present as and when required. Therefore, it is in the larger interest to release the accused on bail. As the conclusion of trial shall take long time. Therefore, keeping the accused behind bars will only burden the exchequer of State. Moreover, it is cardinal principal of the law that ***bail is a rule and jail is an exception.*** Therefore, the present bail application is allowed and the applicant-accused **Nirmal Singh** is ordered to be released on bail in the present case on his furnishing bail bonds in the sum of **Rs. 50,000/-** with one surety in the like amount, subject to the following **conditions:-**

1. The accused/applicant shall not leave the country without prior permission of the court.
2. The accused/applicant shall attend the court on each and every date of hearing and shall comply with other conditions of the bond executed.
3. The accused/applicant shall not commit any offence similar to the offence, of which, he is accused or suspect of the commission of which he is suspected.

State Vs Nirmal Singh

4. The accused/applicant 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 him from disclosing such facts to the court or to any police officer or tamper with the evidence.
5. The accused/applicant and surety shall be bound to intimate the court as and when they change their given addresses.

In case of violation of any of the aforesaid conditions, the police and the complainant shall be at liberty to apply before this court for seeking cancellation bail of the accused. It is further made clear that the observations made herein are solely for the adjudication of the present bail application and would have no impact upon the merits of the main case. The requisite bail/surety bonds not furnished. Papers be tagged with the main file.

Dated: 17.04.2025
Manoj Kumar-Steno G-III

Parneet Kaur Saroy, PCS
Judicial Magistrate 1st Class,
Moonak UID-PB00774