

State Vs. Sukhjit Singh@ Sajan@ Surjit
CIS No. BA-364-2025

PBGDA10038632025



Presented on : 09-05-2025
Registered on : 09-05-2025
Decided on : 16-05-2025
Duration : 0 years, 0 months, 7 days

**IN THE COURT OF
Judicial Magistrate - Ist Class
AT Batala, Gurdaspur
(Presided Over by Sh. Gagandeep Singh)**

BA/364/2025

**FIR No.50 dated 01.06.2022
Under Section : 457//380 IPC.
Police Station : Qadian**

Present:- Sh. D.S Kahlon, Advocate counsel for accused/applicant
Sh. Bharat Sahota, Learned APP for the State.

Heard on the application for rectification in bail the application moved on behalf of accused on the ground that due to clerical mistake the sections has mentioned as 61-1-14 of Excise act of Section 457/380 IPC which is required to rectified/corrected which was not intentional or willful. Lastly prayed that application may kindly be allowed and necessary rectification/correction be made in this regard.

Keeping in view the averments mention in the application and the said mistake is typographical in nature. As such, the present application stands allowed.

Heard on the bail application moved on behalf of accused Surjit Singh@ Sajan@ Surjit Singh, wherein it was pleaded that accused is innocent and has been falsely implicated in the present case. As such, learned counsel for accused/applicant has prayed for release of accused/applicant on bail.

Notice being served, learned APP for the State, has opposed the bail application on the ground that accused has committed serious offence. As such,

(Gagandeep Singh), PCS,
Judicial Magistrate Ist Class, Batala, 16.05.2025.

prayer for dismissal of the present bail application has been made.

I have heard 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 and gone through the police record.

Police record perused. Main file summoned. Perusal of the file reveals that accused is involved in the present FIR for the commission of offence punishable under-Section 457/380/ IPC and he is in custody. The present FIR was registered on the statement of Shekh Mohammad Rehes on the allegations that on 21.02.2022 to 31.05.2022, applicant/accused along with other co-accused persons have committed the theft of Gas Cylinder, one LCD Tv and 30 steel taps by entering house trespass of the complainant. The challan has already presented in the present FIR and conclusion of trial will take its own time. Moreover, 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 above named is ordered to be released on bail on furnishing bail bonds in the sum of Rs. 50,000/- with one surety in the like amount as well as subject to following conditions:-

- A. That accused shall attend the court proceeding on each and every date of hearing.
- B. That accused shall not commit an offence similar to the offence which are accused or suspected of the commission of which he is suspected and
- C. That 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

State Vs. Sukhjit SIngh@ Sajan@ Surjit
CIS No. BA-364-2025

him from disclosing such facts to the court or to any police officer or temper
with the evidence.

D. That accused shall not leave India without the previous permission of the
court.

Bail bonds and surety bonds not furnished. Papers be attached with
the main challan.

Pronounced in open Court :
Dated: 16.05.2025
Sukhdev Singh, Steno-II

(Gagandeep Singh) PCS,
Judicial Magistrate Ist Class,
Batala.(UID No. PB0404).

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Judicial Magistrate Ist Class, Batala, 16.05.2025.