

IN THE COURT OF CHIEF JUDICIAL MAGISTRATE,
CIVIL COURT, RAMGARH

At present;

Mr. Manoj Kumar Ram,
C.J.M.(I/C)

Date : 29-11-2023

Miscellaneous Criminal Application No. 2110/ 2023
CNR-JHRG03 0040042023

in

Ramgarh P.S. Case No. 267 of 2023

State. ----- Prosecution.

Versus.

Unknown ----- Accused.

For petitioner :-

Mr. Bighnesh Dubey
Learned advocate.

For Prosecution :-

Mr. Alok Kumar,
Learned Assistant Public Prosecutor

ORDER

1. The case record is put up before me for hearing on above mentioned petition filed on behalf of accused namely Hardayal Singh aged about 47 years son of Prem Singh resident of Village - Ghanari, Police Station Gagret, District – Una (Himachal Pradesh), hereinafter referred as petitioner, for release on bail in connection with Ramgarh P.S. Case No. 267 of 2023 dated 26-11-2023. Copy of the petition has already been served to Learned Assistant Public Prosecutor. The petitioner is taken into judicial custody after surrender. Vakalatnama is also filed on behalf of petitioner.

2. Learned advocate, appearing on behalf of the petitioner submits that

petitioner is voluntarily surrendering before the court. Petitioner is innocent and has committed no offence. It is further also submitted that the petitioner is driver of vehicle bearing no. HP72C-5920, which met an accident. All the offences levelled against driver of vehicle bearing no. HP72C-5920 are bailable in nature. The petitioner is ready to furnish good and sufficient sureties to the satisfaction of the court. Therefore, petitioner may be released on bail.

3. On the other hand, learned Assistant Public Prosecutor submits that FIR has been registered against unknown person for the offences, which are bailable in nature.

4. Heard both the parties and perused the case record. From perusal of case record, it appears that Ramgarh P.S. Case No. 267 of 2023 dated 26-11-2023 has been registered on the basis of written (typed) information of informant Niranjan Karmali against unknown person for offence under sections 279/ 304-A of the Indian Penal Code, which are bailable in nature. Petitioner is claiming to be driver of vehicle bearing no. HP 72C 5920. Xerox copy of Driving License bearing no. HP 19 19960016794 and Aadhar card bearing no. 6637 2037 5720 are also filed.

5. Considering the above facts and circumstances mentioned in para 4, above mentioned bail petition is allowed and petitioner namely Hardayal

Singh is directed to deposit of Rupees 5,000/-(Five Thousand) as cash security in the Nazarat, Civil Court, Ramgarh and to furnish bail bond of rupees 5,000/- (Five Thousand) with one surety in order to release him on bail.

Dictated and corrected by me,

(Manoj Kumar Ram)
JH00608 C.J.M. (I/c)

Later On/ 29-11-2023

As per the above order, Peremptory Receipt No. 2087/137 dated 29-11-2023 of cash security amount i.e. Rupees 5,000/-(Five Thousand) and bail bond supported with affidavit is furnished on behalf of accused/petitioner namely Hardayal Singh with one surety which is checked and found correct. Hence, bail bond is accepted. Petitioner is release on bail.

Dictated and corrected by me,

(Manoj Kumar Ram)
JH00608 C.J.M. (I/c).