

State Vs Ranjit Singh alias Baau

Present: Sh. H.S. Makkar, Advocate, Counsel for
applicant/accused Ranjit Singh alias Baau

Sh. S.S. Saini, APP for the State.

ORDER :

Heard on the bail application filed on behalf of accused/applicant Ranjit Singh alias Baau in case FIR No. 135 dated 13.11.2023, under Sections 457, 380 IPC (Section 411 IPC added subsequently), P.S. Sri Anandpur Sahib, wherein it is averred that the accused has been falsely involved in the present case. The accused is innocent and he is in judicial custody. Ld. Counsel for the applicant/accused has further submitted that the applicant/accused is in custody and as such the accused is no more longer required for the police for further investigation. Ld. Counsel for the applicant/accused has further submitted that accused-applicant undertakes to appear on each and every date of hearing and not to leave India without prior permission of the court, hence the accused be admitted to bail. Today, Ld. Counsel for the accused-applicant suffered statement that the offence under Section 411 IPC has not been mentioned in the bail application and the said offence may be considered to be added in the application alongwith the other offences mentioned in the application.

Reply to above application has been filed by the Ld. APP for the State, submitting therein that the accused-applicant was arrested on 13.11.2023 and the he got recovered three bags containing two lids of sewage mainhole, two lids of iron flesh tanks, six broken pipes which was the property of BBMB as per his disclosure statement and Section 411 IPC was added in the present case. Today, Ld. APP for the State also suffered statement that the recovery of stolen articles were made by the IO on 15.11.2023 and vide DDR No.12 dated 7.12.2023 Section 411 IPC was added in the present case.

The main file has been minutely perused. The accused is in custody since 13.11.2023. The recovery has already been effected. There is no case of similar nature pending against the accused as is evident from the reply filed by the prosecution. At present the accused/applicant is in judicial custody and no useful

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purpose will be served by keeping the accused in custody for indefinite period. The challan in the present case is to be presented and the trial is yet to be commenced. Moreover, it is cardinal principal of the law ***bail is a rule and jail is an exception*** and no useful purpose would be served by keeping the accused behind the bars for any inordinate period. Therefore, the present bail application is allowed and the accused is ordered to be released on bail on his furnishing bail bonds in the sum of ₹ 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.
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.

The requisite bail/surety bonds not furnished. Papers be tagged with the main file/remand papers and put up the file on 15.12.2023 i.e. the date fixed on the remand papers

Dated: 07.12.2023
Vinod Kumar-Steno G-I

Jagmilap Singh Khushdil, PCS
Sub Divisional Judicial Magistrate,
Sri Anandpur Sahib. (UID No.PB0342)