

Balram Singh @ Bunty and another Vs. State of Punjab.

Present: Sh. Dildar Singh, Adv-counsel, for applicant-accused
Balram Singh @ Bunty and Jaspreet Singh @ Laddu.
APP for the State.

Bail application put up before me being Duty Magistrate as
Ld. Presiding Officer is on Maternity Leave.

Heard on the bail application moved by the counsel on behalf
of accused Balram Singh @ Bunty and Jaspreet Singh @ Laddu. Ld.
Counsel for accused argued that accused Harmandeep Singh arrested in
this case on 19.01.2025 and presented before the Court on 20.01.2025 and
after taking remand of one day he was sent to judicial custody and since
then he is in judicial custody and challan of the other applicants have
already been presented on 05.03.2025 and the same is fixed for
04.06.2025. He further argued that the applicants-accused were arrested in
this case and are in judicial custody in Ropar Jail. He further argued that
the alleged recovery has already been effected, however, nothing was
recovered from the applicants-accused and the alleged recovery is totally
false. Further, the applicants-accused are falsely implicated in this case
and have not committed any offence as alleged in the FIR. The story made
in the FIR is false and baseless. The applicants are law abiding citizen and
no useful purpose would be served by keeping them behind the bar and
they are the sole breadwinner of their families. He further argued that the
applicants-accused will never temper with the prosecution witnesses and
will remain present on each and every date of hearing. The learned
counsel for the applicant/accused prayed that the accused may be admitted
on bail.

The learned APP for the state contested this bail application
and argued that keeping in view the seriousness of the offence present bail
application may be dismissed.

The accused are facing allegations for commission of offence
under Section 303 (2), 3(5) BNS, Section added later on 317(2), 238. In
the present case accused are in judicial custody. No useful purpose would
be served by detaining the accused any longer. In the present case challan
has already been presented. It is also settled law that bail is rule and jail is
exception. Thus, without expressing any opinion on the merits of the case,
this bail application is allowed and accused is ordered to be enlarged on

bail subject to the following conditions :-

1. Accused shall furnish bail bond in the sum of Rs.40,000/-each with one surety each in the like amount.
2. The accused shall attend the court proceedings on each and every date of hearing and shall not absent himself.
3. The accused shall not commit an offence similar to the offences of which he is accused, or suspected, of the commission of which he is suspected.
4. The 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 him from disclosing such facts to the Court or to any police officer or temper with the evidence.
5. Accused will not leave the country without prior permission of the Court.

Requisite bail bonds and surety bonds not furnished. Paper be attached with main file and be put up on date fixed. File be sent to the concerned court immediately.

Date of Order: 25.04.2025.
Kulwinder Singh, Stenographer Gr.II.

Geeta Rani.
JMIC, Kharar (D).
UID NO . PB0434.