

State Vs. Rakesh Kumar BA-178-2022.

Present: APP for the State.
Shri S.K.Vashist Adv, counsel for accused/ applicant
Rakesh Kumar.

This order of mine shall dispose of an application moved by accused/applicant Rakesh Kumar through counsel for releasing him on bail. It has been alleged that a false case has been registered against the accused. The accused/applicant is innocent and nothing is to be recovered from the accused. As the investigation/trial of the case is going to take a considerable long time, hence no useful purpose will be served by keeping the accused behind the bars, so accused be released on bail. Hence, the present application.

2- Notice of the bail application was given to the State. Reply not filed. However, application has been challenged on the ground that if the accused is granted bail, he will threaten the witnesses and can hamper the investigation. Since accused has extorted heavy amount from the complainant and from innocent people, so he is not entitled to any relief of bail. Accordingly, prayer is made that the bail application be dismissed.

3- I have heard Ld. Counsel for accused/applicant, Ld. APP for the State and have gone through the record carefully.

4- Heard. The documents placed on record, have been perused minutely and the rival contentions of both the sides, have been considered. In the present case, the accused has committed offences of extortion and as per the allegations, he is habitual of committing the offences in question. After hearing learned APP for the State as well as learned counsel for the accused/ applicant, this court is of the

considered view that if the accused is granted bail, there is likelihood that he will threaten the witnesses and can hamper the investigation process. Therefore, keeping in view the serious allegations and magnitude of the offences, alleged to have been committed by the accused, at this stage, this court does not deem it fit to grant concession of bail to the accused/ applicant. Accordingly, the present bail application is hereby dismissed. These papers be tagged with the main file.

**Pronounced:
Dated 22.08.2022.**

**Amandeep Kaur, PCS,
Sub Divisional Judicial Magistrate,
Sunam, UID No. PB0307.**

Jaswinder Singh, Stenographer Gr.II.