

FIR No. 272 dated 26.12.2024.
Under Section : 304(2), 317(2) BNS-2023.
Police Station : City-I, Abohar.

Present: Sh. Deepak Gilhotra, APP for the State.
Sh. Neeraj Kumar, Advocate, Advocate for applicant/ accused
Rohit Kumar.

Heard on the bail application filed by accused/applicant Rohit Kumar, wherein it was pleaded that no offence has been committed by applicant and he is an innocent person and has been falsely implicated in the present case. It has been further averred that applicant/accused has not committed any alleged offence. It has been further averred that applicant/accused is law abiding citizen and there is no apprehension of absconding, if released on bail. It has been further averred that he will appear on each and every date of hearing and will abide by the direction of the court. As such, learned counsel for accused/applicant has prayed for release of accused/applicant on bail.

Upon notice, learned APP for the State, appeared and opposed the bail application on the ground that accused has committed serious offence. As such prayer for dismissal of the present bail application has been made.

I have considered 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.

Police record perused. Perusal of file reveals that accused himself surrendered before the court on 26.12.2024 and thereafter, he was remanded to judicial custody. The presentation of challan and then conclusion of trial will take time. 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 period guilty. Thus, no useful purpose will be served by keeping the accused behind bars, rather it will be a burden on State Exchequer. Therefore, without commenting upon the merits of the case, accused/applicant above named is ordered to be released on bail, on furnishing bail bonds and surety bonds in the sum of Rs. 50,000/- with one surety in the like amount, subject to following conditions:-

1. He shall not commit similar type of offence.
2. He shall not induce or threaten witnesses of the case and shall not tamper with evidence of the case. He shall not try to contact with complainant, without his consent.
3. He shall come present on each and every date.

Bail bonds and surety bonds not furnished. Present papers be attached with main file. Copy of this order be send to accused through concerned Jail Superintendent. Ahlmad is directed to put file after one month, if bail bonds are not furnished till then.

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Pronounced in open Court :
Dated: 16.01.2025.

(Satish Kumar Sharma),
Sub Divisional Judicial Magistrate,
Abohar. PB0375.

(Direct Dictation)
Typed by
Vineet Behl,
Stenographer-II.