

**In the Court of Sh. Kishore Kumar (PB0034), Sessions Judge,
Kapurthala.**

Case.No:-BA/1810/20.09.2018
CNR No:-PBKP01-004839-2018
Decided on: 09.10.2018.

Balwinder Singh @ Binder, aged about 26 years, son of Sh.Gurdev Singh, resident of Village Boot, Tehsil & District Kapurthala.

.....Accused/ applicant.

Versus

State of Punjab.

.....Respondent.

FIR No.134 dated 23.10.2012
U/s 379/411/420/467/468/471/482/120-B/465 of IPC.
P.S. Sadar, Phagwara.

(First Bail application under section 439 of Cr.P.C)

Present: Ms. Harpreet Kaur, Ld. Counsel for accused/ applicant.
Sh. Anil Kumar, Ld. PP for the State.

ORDER

This order of mine shall dispose of bail application, moved by accused/ applicant Balwinder Singh @ Binder, under section 439 of Cr.P.C, pertaining to a criminal case registered against him, vide FIR No. 134 dated 23.10.2012, as stated above.

2. Notice of this bail application was given to Ld.PP for the State, who appeared and opposed this bail application on the ground that in view of the gravity of offence involved in this case, this applicant/accused does not deserve the relief of regular bail. He prayed for dismissal of this bail application.

3. I have heard Ld.Counsel for applicant/accused, Ld.PP for the

State and have also gone through the record pertaining to the case in hand very carefully, with their able assistance.

Applicant/accused Balwinder Singh @ Binder is in custody in this case. His co-accused Pritam Singh @ Titu @ Shera is on bail. Applicant/accused Balwinder Singh @ Binder is no more required by the Investigating Agency for further investigation or recovery purposes. He has denied all the allegations of the prosecution and these allegations are yet to be proved against him through evidence. He cannot be kept behind the bars, for an indefinite period. This case is triable by the Court of Judicial Magistrate Ist Class. So, without commenting upon the merits of this case, this bail application stands allowed and disposed of. Applicant/accused Balwinder Singh @ Binder is ordered to be released on bail on his furnishing bail bond in the sum of Rs.50,000/- with one surety of the same amount, to the satisfaction of Trial Court/Duty Magistrate. Anything said in this order shall not affect the merits of the main trial in any manner. Police record be returned and this bail application file be consigned to record room.

Pronounced in open court
Dated: 09.10.2018
(Munish)

(Kishore Kumar)
Sessions Judge, Kapurthala
(PB0034)