

State Vs. Harmesh Singh
BA No. 173 of 2021 FIR No.25/23.03.2020

Present: Sh. Karan Maini, Advocate counsel for the
 applicant/accused Harmesh Singh.
 Sh. Baljit Singh Kamboj, APP for the State.

Bail application put up before me being Duty Magistrate as the Learned Presiding Officer is on summer vacations. This order of mine shall dispose of bail application moved by the counsel for the accused/applicant Harmesh Singh, wherein it has been averred that the present case is totally wrong and false against the accused and based upon concocted facts. The accused was declared PO without effecting any kind of proper service from the Court. Earlier the accused had been appearing in this case on each and every date of hearing. The accused is labour class person and has been going to Rajasthan for his livelihood, but he did not intimate this fact to his counsel. Due to above stated reason, the accused failed to appear before Trial Court, for which, he has declared PO on 17.02.2020 by Court of Sh. Rajiv Kumar Garg, Learned JMIC, Jalalabad. Hence, this application.

Learned APP for the State did not file the reply but argued that accused shall not be released on bail keeping in view the gravity of the offence.

I have heard learned defence counsel and learned APP for

the State on the application for bail of accused Harmesh Singh. Perusal of the original file shows that accused Harmesh Singh was declared proclaimed absconder/person vide order dated 17.02.2020 passed by the Court of Sh. Rajiv Kumar, the then Learned JMIC, Jalalabad and thereafter, accused Harmesh Singh produced in the said Court by the police on 28.04.2021 and he was taken into custody and sent to judicial custody and since then he is in custody. Keeping in view the request made, accused is admitted to bail on his furnishing bail bond and surety bond in the sum of Rs.50,000/- with two sureties in like amount, subject to the conditions as under:-

- Applicant shall appear before the learned trial court on each and every date of hearing.
- Applicant shall not leave India without prior permission of learned trial court.
- Applicant shall not make any inducement, threat or promise to any person acquainted with this case.

The bail bonds and surety bonds not furnished. Papers be sent to the Court concerned forthwith.

Announced in open court.

Dt: 25.06.2021.

(Manjit Singh, Steno-II)

**(Ramneet Kaur), PCS
Sub Divisional Judicial Magistrate,
Jalalabad (West)/Duty
(UID No. PB0326)**