

Babu @ Gurpreet vs State of Punjab

BA-168-2024

FIR No.37 dated 19.04.2024

U/s 323,452,506,148,149,336 of

IPC and 25-54-59 of Arms Act.

P.S. Mehatpur.

Present: Sh. A.S Dhaliwal, Advocate, counsel for the
applicant/accused Babu @ Gurpreet.
Sh. Bharat Bhushan Ld. APP for the State.

Heard on the bail application of applicant/accused Babu @ Gurpreet. It is submitted that the applicant/accused is innocent and has not committed any offence. Applicant/accused is in judicial custody from the date of his arrest and no more longer required by the police for further investigation. Moreover, co-accused of applicant namely Kamaljit Singh @ Kamli and Amarjit Singh @ Ambi are already on bail. Applicant/accused undertakes not to misuse the concession of the bail and appear on each and every date of hearing and is ready to furnish the bail bonds and it is therefore prayed that the applicant/accused may kindly be released on bail u/s 437 Cr.P.C.

Learned APP for the State has filed reply in which it is stated that offence committed by the accused is heinous in nature and recovery of weapon country made pistol was also effected from the accused and denied the remaining averments made in the application and argued that if accused is released on bail he will misuse concession of bail. He prayed that present bail application may be dismissed.

Heard. Record perused.

The applicant/accused Babu @ Gurpreet was arrested on 18.05.2024 and since then he is in custody. As such, no useful purpose would be served by keeping them behind the bars. Further, presentation of

challan and conclusion of trial may take long time. Keeping in view the facts discussed above and that bail is rule and jail is exception, the bail application stands allowed and applicant/accused Babu @ Gurpreet is ordered to be released on bail on his furnishing bail bonds in the sum of Rs.40,000/- with one surety in the like amount, subject to the following conditions :-

- (a) He will not leave the country except after seeking prior permission of the court.
- (b) He will not tamper with the evidence and will not influence the witnesses in any manner.
- (c) He will attend the court hearing regularly and not absent himself except any justifiable reason.

Bail bonds and surety bonds not furnished.

The ahlmad is directed to tag the papers with the remand papers.

Date of Order: 06.06.2024
Anil

(Harsimranjit Kaur)
Judicial Magistrate - Ist Class
UID No.PB0453