

IN THE COURT OF SH. NAVAL KUMAR,
ADDITIONAL SESSIONS JUDGE-I, FEROZEPUR.
(UID NO. PB00103).

Case Type	Bail Application.
CIS No.	BA/1419/2024.
CNR No.	PBFZ0100-3764-2024.
Date of order	10-07-2024.

Sukhwinder Singh @ Sukha aged 28 years son of Bhagwan Singh,
resident of Purane Bare Ke, Police Station Sadar Ferozepur, Tehsil and
District Ferozepur.

....Applicant/Accused.

Versus

State of Punjab.

.....Respondent.

FIR No.97 dated 21-6-2024
U/S: 61/1/14 of the Excise Act,
Police Station: Sadar Ferozepur.

First application for bail under Section 482 of the Bharatiya Nagarik
Suraksha Sanita.

Present:
Sh. Vijay Sharma, Advocate Ld. Counsel for applicant-accused
Sh. Amit Goklaney, Addl. Public Prosecutor for the State.

ORDER

This order of mine shall dispose of the bail application filed
by the applicant-accused under Section 482 of the Bharatiya Nagarik
Suraksha Sanita in case bearing **FIR No.97 dated 21-6-2024 under Section
61/1/14 of the Excise Act, registered at Police Station Sadar Ferozepur.**

2. Notice of the bail application was given to the Ld. Additional
Public Prosecutor for the State and police record has also been
requisitioned.

3. I have heard learned counsel for the applicant-accused and learned Public Prosecutor for the State and have gone through the file very carefully.

4. It has been contended by learned counsel for the applicant-accused that the applicant-accused is a innocent and has been falsely implicated in this case. The applicant-accused has no concern whatsoever with the alleged crime. The applicant-accused has not been arrested from the spot. The present FIR has been registered against the applicant-accused on secret information, but, no independent witness has been joined. The alleged recovery has already been effected and nothing is to be recovered from the applicant-accused. The applicant-accused is ready to join the investigation and co-operate with the same. A prayer has been made to admit the applicant-accused to anticipatory bail.

5. Ld. Additional Public Prosecutor for the State on the other hand has opposed the bail application by submitting that on the basis of secret information, a raid was conducted at the disclosed place. On seeing the police party, the applicant-accused ran away from the spot. 92 bottles of illicit liquor has been recovered from the spot. So, for thorough investigation of this case, the custodial interrogation of the applicant-accused shall be required. As such, a prayer has been made to dismiss the anticipatory bail application filed by the applicant-accused.

6. From the perusal of the file, it transpires that the present case FIR has been registered against the applicant-accused on the aforesaid allegations. Heavy recovery of 92 bottles of illicit liquor has been

effected. However, the applicant-accused managed to escape from the spot. For thorough investigation of this case, the custodial interrogation of the applicant-accused shall be required. Hence, keeping in view the facts and circumstances of the case and nature of the offence committed by the applicant-accused, the applicant-accused is not entitled to the concession of bail. The anticipatory bail application under Section 482 of the Bhartiya Nagrik Suraksha Sanhita stands dismissed accordingly. File be consigned to the Record Room, Ferozepur.

Pronounced in open Court
on 10-7-2024.

sd/-
(Naval Kumar)
Additional Sessions Judge-I,
Ferozepur. (UID No. PB00103).

Parmjit Singh
Stenographer Grade-I
direct dictation.