

FIR No. 99 of 25.05.2024
Under Section : 61/1/14 Excise Act.
Police Station : City-I, Abohar.

Present: Sh. R.S. Josan, APP for the State.
Sh. H.R. Bishnoi, Advocate for applicant/accused.

Heard on the bail application filed by accused/applicant Gurpreet Singh, wherein it was pleaded that applicant/accused is innocent and has been falsely implicated in the present case. It has been further averred that alleged recovery has already been effected from applicant/accused. He is in judicial lock up since his arrest. It has been further averred that applicant is law abiding citizen and he is ready to furnish reliable surety bonds as per the satisfaction of the Hon'ble 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 was arrested in the present FIR on 25.05.2024 and he is in judicial custody since then. The presentation of challan and then conclusion of trial will take time. Moreover, recovery has already been effected. 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. As such, the present bail application is hereby allowed and accused

above named is ordered to be released on bail on furnishing bail bonds in the sum of Rs. 50,000/- with one surety in the like amount for offences under sections 61/1/14 Excise Act 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.
- 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.

Pronounced in open Court :
Dated: 28.05.2024.

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

Vineet Behl,
Stenographer-II.