

State Vs. Sukhchain Singh @ Chaini & Anr.
BA No.148/2023 FIR No.48/12.03.2023

Present: Sh. Bharat Chhabra, Advocate counsel for the
accused/applicants Sukhchain Singh @ Chaini and Sagar
@ Sagar Kumar.
Ms. Shikha Dhall, APP for the State.

This order of mine shall dispose of bail application moved by the counsel for the accused/applicants Sukhchain Singh @ Chaini and Sagar @ Sagar Kumar, wherein it has been averred that the accused have been falsely implicated in the present case. The accused are innocent. Nothing has been recovered from the accused. 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. The allegations against the accused are that accused were found in possession of stolen mobile phones. Accused are in custody for a long time. Even, perusal of file reflects that challan is already presented and at present case is fixed for presence of accused. Conclusion of trial is likely to take some time. In such like matters, the rule of bail is liberal, as for small offences, bail is rule and jail is exception. Challan in this case has already been presented. Hence, accused are admitted to bail on their furnishing bail bonds and surety bonds in the sum of Rs.20,000/- each with one surety in like amount each, subject to the conditions as under:-

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

The bail bonds and surety bonds not furnished. Paper be attached with the remand papers.

Further, in view of directions dated 31.01.2023 by Hon'ble Supreme Court of India pertaining to bail matters, duly conveyed to all the Courts and further in view of office order dated 19.04.2023 bearing

Endst.No.2826/EB and 2827/EB – both dated 19.04.2023 from office of Learned District & Sessions Judge, Fazilka, copy of this order be supplied/provided to System Assistant for forwarding the same to concerned Jail Authorities, in its letter and spirit. Apart from that the P.L.V. (Para-Legal Volunteer) attached with Front Office be supplied additional copy of this order to assist the System Assistant in said matter.

Announced in open court.

Dt: 24.05.2023.

(Manjit Singh, Stenographer-I)

**(Hem Amrit Mahi), PCS
Sub Divisional Judicial Magistrate,
Jalalabad (West)
UID No. PB00337**