

State of Punjab Vs. Tinku.

Present: Sh. Arshdeep Singh Chauhan, Advocate counsel for
applicant/accused Tinku.
Sh. Chander Goel, Ld. APP for the State.

ORDER:

1. Heard on the bail application filed on behalf of accused/applicant Tinku in case bearing FIR No. 01 dated 01.01.2026, under Section 303 (2) and 317 (2), BNS, P.S. Khanouri, wherein it is averred that the false case has been registered against the applicant by the police of PS Khanouri at the instance of complainant. The applicant has not committed any alleged offence as alleged by the police. Ld. Counsel for the applicant/accused has further submitted that the applicant/accused is in custody from the date of their arrest and as such the accused are no more longer required for the police for further investigation, hence the accused be admitted to bail.

2. Notice of bail application was issued to State, however, learned APP for the State did not file reply but opposed the bail application.

3. The main file has been minutely perused. The accused is in custody since 01.01.2026. At present the accused/applicant is in judicial custody for long period of time and no useful purpose will be served by keeping the accused in custody for indefinite period as conclusion of trial will take time. Challan has yet to be presented. The alleged recovery has already been effected from the accused. Moreover, it is cardinal principal of the law ***bail is a rule and jail is an exception*** and no useful purpose would be served by keeping the accused behind the bars for any

inordinate period. Therefore, the present bail application is allowed and the accused persons are ordered to be released on bail on their furnishing bail bonds in the sum of ₹ 30,000/- with one surety in the like amount subject to the following **conditions**:-

1. The accused/applicant shall not leave the country without prior permission of the court.
2. The accused/applicant shall attend the Court on each and every date of hearing and shall comply with other conditions of the bond executed.
3. The accused/applicant shall not commit any offence similar to the offence, of which, he is accused or suspect of the commission of which he is suspected.
4. The accused/applicant shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the court or to any police officer or tamper with the evidence.
5. The accused/applicant and surety shall be bound to intimate the court as and when they change their given addresses.

The requisite bail/surety bonds furnished, which are accepted and attested. Release warrants be issued. Papers be tagged with the main file/remand papers.

Dated: 09.01.2026

Harjinder Singh, PCS
Sub Divisional Judicial Magistrate,
Moonak, (UID No. PB00421)

Kamalpreet Kaur Stenographer-II