

State of Punjab VS 1.Rajinder Singh @ Bhandi etc.

Present: Ld. APP for the State.
Sh.SS Jawandha Advocate counsel for applicant Rajinder Singh @ Bhandi.
Sh. Kamal Singla Advocate counsel for applicant Nishan Singh.

Heard. Counsel for applicant/accused Rajinder Singh @ Bhandi and Nishan Singh filed an application for bail in the present case FIR No. 220 dated 20.09.2023 under Section 379,411, 34 IPC,PS City Sunam. Notice of the application had been issued to the State, which is fixed for today.

The learned counsel for applicant/accused argued that applicant are innocent and have been falsely implicated in this case. They are in judicial custody. Challan has not been presented in the present case. No useful purpose would be served by detaining the accused in custody for indefinite period. Applicant/accused undertakes to abide the conditions imposed by the Court and they undertakes to appear on each and every and date of hearing. Hence, he prayed that present bail be accepted.

On the other hand the learned APP for the State argued that accused/applicant have committed serious offence. He further opposed the present bail application and prayed for dismissal of the present bail application.

After hearing the rival contentions of learned counsel for the accused as well as of learned APP for the State and after going through the file very minutely, this Court is of the view that accused/applicant are in judicial custody since 21.09.2023. No useful purpose would be served by retaining the accused behind the bars, rather it will be expenditure to State. Keeping in view all the aspects, accused are ordered to be released on bail, on furnishing bail bonds in the sum of Rs. 50,000/- each with one surety in the like amount each and subject to fulfillment of following conditions.

1. that accused shall attend the court proceedings on each and every date of hearing and shall not absented themselves;
- 2 that accused shall not commit an offence similar to the offence of which they are accused, or suspected, of the commission of which he is suspected;

3. that accused shall not leave the Country without the permission of the court;
4. and that accused 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 tamper with the prosecution evidence.
5. That in case of change of address of accused and surety, it shall be immediately intimated to the court. Papers be attached with the main file.

Bail bonds and surety bonds on behalf of accused Rajinder Singh @ Bhandi and Nishan Singh have been furnished which have been accepted and attested. Release warrants of accused Rajinder Singh @ Bhandi and Nishan Singh be issued immediately. Ahlmad is directed to send the photocopy of required relevant record to the concerned quarter/revenue authorities to make the necessary entry regarding the furnishing of the bail in the revenue record. Papers be attached with the main file.

Date of Order: 11.10.2023
Himanshu Gakhar, stenographer-III

(Gurbhinder Singh Johal)
SDJM, Sunam
UID No. PB0373