

BA-01-2023

State Vs Teja Singh etc.

FIR No.02 dated 02.01.2023

U/s 61/1/14 Excise Act

PS City Rampura

Present: Sh. Chand Kumar, APP for the State.
Sh. I.S. Brar, Advocate for accused-applicants
Teja Singh and Tehal Singh.

1. Reply has been filed by Ld. APP for the State. Heard. Learned counsel for accused argued that accused have been falsely implicated in the present case and they have not committed any offence. It is further pleaded that accused-applicants are no more required by the police for investigation. Court may consider this bail application and they may be released on bail.

2. On the other hand, Ld. APP for the State has highly opposed the bail application on the ground that offence attributed to the accused are serious in nature. The accused-applicants are not entitled to the concession of bail and the same may be dismissed.

3. The brief facts as per case of the prosecution are that on 02.01.2023 the police party headed by Assistant Sub-Inspector Chamkaur Singh was present at Joint Bridge Rampura Mandi where IO received a secret information that accused Teja Singh and Tehal Singh are habitual of distilling illicit liquor and lahan at their home and if immediate raid is conducted, the same could be recovered. Finding the information to be reliable, IO sent ruqa and FIR was lodged. Thereafter IO alongwith police party conducted a raid at the house of accused where 80 liters of lahan was recovered from the house of the accused. Thereafter on recovery of 80 liters of lahan the accused were arrested on 02.01.2023.

4. Arguments on the bail application have been heard. FIR is under section U/s 61/1/14 Excise Act. Recovery from the accused of 80 liters of lahan has already been effected and as such custodial interrogation of the accused are not required. Perusal of file shows that accused persons are in custody since the date of their arrest i.e. 02.01.2023. The presentation of the challan and conclusion of trial will take long time. No useful purpose will be served by keeping the accused-applicants in custody rather it will be a burden on the state exchequer. Accordingly, the present bail application is allowed and accused persons namely Teja Singh and Tehal Singh are admitted to bail

subject to their furnishing bail bonds in the sum of Rs.50,000/- each with single surety in the like amount. Bail bonds and surety bonds on behalf of accused Teja Singh furnished, which are accepted and attested. Release warrants of accused Teja Singh be issued forthwith. Papers be attached with the concerned remand papers/FIR.

Date of Order:09.01.2023
Arun/Stenographer-II

(Meenakshi Gupta),
SDJM, Phul
UID No. PB0369