

CNR No: PBPTC10018092022

CIS No: BA/199/2022

199 of 2022 State of Punjab Vs Balwinder Singh

FIR No. 78 dated 05.04.2022

U/S : 61 Punjab Excise Act.

PS : Sadar Samana, District Patiala

Present:- Sh. B.S. Dhanoa, Advocate counsel for applicant.
Sh.R.S.Sidhu, APP for the State.

Police record produced.

Arguments heard on the bail application filed on behalf of accused/applicant, wherein it is pleaded that accused is innocent and has been falsely implicated in the present case. It is submitted that investigation in this case is complete and nothing is to be recovered from him. So, his custody is not required for any purpose. It is submitted that in case having FIR No.189/2018, applicant was falsely implicated due to some fight, which took place between official of Excise Department and contractor of country vend liquor and now being revengeful, police is planting false cases against him one by one. As such, learned counsel for accused/applicant has prayed for release of accused/applicant on bail.

Learned APP for the State opposed the present bail application with the submissions that applicant is an habitual offender and number of other cases have been registered against him. So he has prayed that the present bail application be dismissed.

I have heard the submission made by learned APP for the State and learned defence counsel and have perused the case file with their able assistance.

Police record perused. As per police record 100 liter lagan was recovered from accused in this case. Further, it is submitted by learned APP for the State that 10 other FIRs for the offence under section 61 of Punjab Excise Act have been registered against the accused/applicant. So, in these circumstances, there is every possibility that after being released on bail, applicant/accused will commit the same offence again. Accordingly, considering the antecedents of accused being habitual offender and the facts as referred above, I do not deem it appropriate to grant the concession of bail to him.

With these observations, the present bail application is ordered to be dismissed and disposed off. Papers be attached with the remand papers of accused.

Date of Order : 04.07.2022
Baljinder Kumar, Stenographer-II

(Mamta Kakkar), PCS,
Sub Divisional Judicial Magistrate
Samana. UID No.PB0359.