

FIR No. 16 dated 22.01.2024

Under Section : 61/1/14 Excise Act.

Police Station : City-I, Abohar.

Present: Sh. R.S. Jossan, APP for the State.

Sh. HR Bishnoi, Advocate, counsel for accused Raju Singh and Manjeet Singh

Heard on the bail application filed by accused/applicants Raju Singh and Manjeet Singh, wherein it was pleaded that accused are innocent and have been falsely implicated in the present case. It has been further averred that applicant/accused have not committed any such offence. They are in judicial lock up since their arrest. As such, learned counsel for accused/applicant have prayed for release of accused/applicants on bail.

Upon notice, learned APP for the State, appeared and opposed the bail application on the ground that accused have committed serious offence. As such, prayer for dismissal of the present bail application has been made.

I have considered the contradictory versions of the contesting parties and have deliberated over the arguments advanced in the light of documents, peculiar facts and circumstances and submissions made.

Police record perused. Perusal of file reveals that accused are already in judicial custody since 23.01.2024. The presentation of challan and then conclusion of trial will take time. Moreover, recovery has already been effected. Criminality of accused if any is a matter of trial. It is cardinal principle of criminal jurisprudence that accused are presumed to be innocent, until period guilty. Thus, no useful purpose will be served by keeping the accused behind bars, rather it will be a burden on State Exchequer. As such, the present bail application is hereby allowed and accused above named are ordered to be released on bail on furnishing bail bonds in the sum of Rs. 1,00,000/- with one surety in the like amount for offences under sections 61/1/14 Excise Act subject to following conditions:-

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- 1) They shall not commit similar type of offence.
- 2) They shall not induce or threaten witnesses of the case and shall not tamper with evidence of the case.
- 3) They shall come present on each and every date.

Bail bond and surety bond not furnished. Papers be tagged with the remand papers.

Dated: 03.02.2024

Deepak Kumar, Steno-III

Satish Kumar Sharma

ACJSD-cum-SDJM/Abohar

UID PB0375