

State Vs. Jatinder alias Jitu.

Present: Sh. J.S. Rangila, Advocate, counsel for applicant-accused.
Sh. Abhey Singh, APP for the State.

Heard on the bail application moved by the counsel on behalf of accused Jatinder alias Jitu. Ld. Counsel for accused argued that applicant has been falsely implicated in the present case and is in judicial custody. The applicant-accused is an innocent and law abiding citizen of India. He further argued that the applicant-accused undertakes that he will appear in the Court on each and every date of hearing in future. The applicant undertakes to abide by all the terms and conditions imposed by this Court. He further argued that the presentation of Challan will take long considerable time so no useful purpose shall be served the accused behind the bar. The learned counsel for the applicants/accused prayed that the accused may be admitted on bail.

The learned APP for the state filed reply and contested this bail application. He argued that keeping in view the seriousness of the offence present bail application may be dismissed.

The accused is facing allegations for commission of offence under Sections 380, 454, 427 of IPC. In the present case accused is in judicial custody. No useful purpose would be served by detaining the accused any longer. The presentation of challan and conclusion of trial will takes sufficient time. It is also settled law that bail is rule and jail is exception. Thus, without expressing any opinion on the merits of the case, this bail application is allowed and accused is ordered to be enlarged on bail subject to the following conditions :-

1. Accused shall furnish bail bond in the sum of Rs.30,000/- with one surety in the like amount.
2. The accused shall attend the court proceedings on each and every date of hearing and shall not absent himself.
3. The accused shall not commit an offence similar to the offences of which he is accused, or suspected, of the commission of which he is suspected.
4. The 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 to any police officer or temper with the evidence.
5. Accused will not leave the country without prior permission of the Court.

Requisite bail bonds and surety bonds not furnished. Paper be attached with FIR/Remand papers and be put up on date fixed.

Date of Order: 15.06.2022.
Kulwinder Singh, Stenographer Gr.II

(Manzra Dutta)
JMIC/Kharar
UID-PB0595.

State Vs. Vijay Kumar
FIR No.16/2021
U/S 25/54/59 Arms Act
Police Station: Sadar Kurali.

BA 124-2021

Present: Sh.J.S.Rangila, Adv, counsel for accused/applicant Vijay Kumar
APP for the State.

Heard on the bail application filed on behalf of accused/applicant Vijay Kumar. Learned counsel for the accused/applicant has argued that there is not other bail application of the applicant/accused pending or decided by any competent Court of Law and Justice. The accused/applicant has committed no offence. Learned counsel for the accused/applicant also contended that accused/applicant undertake to abide by the terms and conditions to be imposed in case of grant of bail.

On the other hand, learned APP for the State has opposed the present bail application on the ground that there are serious allegations against the accused/applicant and there is possibility of tampering of evidence by the accused/applicant in case he is released on bail. Therefore, learned APP for the State has prayed that present bail application be dismissed.

No recovery is to be made from the accused/applicant. No fruitful purpose would be served by detaining the accused/applicant behind the bars for an indefinite period as it would put extra burden on the State Exchequer, especially when the conclusion of trial is likely to take sufficient long time. The offences in question is triable by Judicial Magistrate 1st Class. Hence, the accused/applicant is admitted to bail, subject to compliance of the conditions prescribed under Section 437(3) Criminal Procedure Code, 1973 and on his furnishing Bail Bonds in the sum of Rs.50,000/- (Rs.Fifty thousand only) each with one surety in the like amount. Bail Bonds and surety bonds of accused/applicant not furnished. Ahlmad is directed to attach the papers with the main file.

Date of Order: 02.04.2021

(Ashima Sharma)
JMIC/Kharar
UID-PB0548

