



FACULTY OF JURIDICAL SCIENCES

Name of the faculty- Ms. Neha Khanna
Subject Name- Drafting, Pleading and conveyancing

COURSE NAME- LLB, III Sem

SUBJECT CODE-LLB-303

LECTURE 20

[III] BAIL APPLICATION FORMAT INDIA UNDER SECTION 437 OF CODE OF CRIMINAL PROCEDURE

BEFORE THE COURT OF METROPOLITAN MAGISTRATE, AT (give the name of the police station or the Illaka Magistrate where the bail application is being filed)

IN THE MATTER OF

STATE

VS

(Mention the name of the applicant)

FIR Number: (Mention the FIR number)

Under Section: (Mention the sections under which the FIR has been filed)

Police Station: (Mention the name of the Police Station)

Accused under custody since: (Give the date on which accused has been arrested)

APPLICATION UNDER SECTION 437 CRPC FOR GRANT OF BAIL ON BEHALF OF THE ACCUSED (name of the applicant of the bail along with his fathers name, address and other details)

MOST RESPECTFULLY SUBMITTED AS UNDER:

1. That the present FIR has been registered on false and bogus facts. The facts stated in the FIR are fabricated, concocted and without any basis.
2. That the police has falsely implicated the applicant and arrested him in the present case, the applicant is a respectable citizen of the society and is not involved any criminal case.
3. That the facts stated in the complainant against the applicant are civil disputes and does not constitute any criminal offence at all.
4. That the applicant is not required in any kind of investigation nor any kind of custodial interrogation is required, nor any recovery is to be made at the instance of the applicant.
5. That the applicant is having very good antecedents, he belongs to good family and there is no criminal case pending against them.
6. That the applicant is a permanent resident and there are no chances of his absconding from the course of justice.

7. That the applicant undertakes to present himself before the police/court as and when directed.
8. That the applicant undertakes that he will 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.
9. That the applicant further undertakes not to tamper with the evidence or the witnesses in any manner.
10. That the applicant shall not leave India without the previous permission of the Court.
11. That the applicant is ready and willing to accept any other conditions as may be imposed by the Court or the police in connection with the case.

PRAYER

It is therefore prayed that the court may order for the release of the applicant on bail in the interest of justice.

Any other order which the court may deem fit and proper in the facts and circumstances of the case may be also passed in favor of the applicant.

APPLICANT THROUGH COUNSEL

MCQs-

- i. A Summon should
 - a. specify which documents are required to be produced
 - b. not specify any documents to be produced;
 - c. be issued in all cases
 - d. be issued to Managing Director or owner of the factory in general at the first instance.
- ii. Section 172 of Indian Penal Code, 1860 contains penal provisions in case of a person:
 - a. keeps silence during recording of statement
 - b. is absconding to avoid service of Summons or other proceedings
 - c. gives false evidence during statement recorded under Summons
 - d. causes intentional insult to the officer recording the statement under Summon
- iii. Whenever practicable a summon must be served to the _____ in person or to his authorised agent.
 - a. Plaintiff
 - b. Defendant
 - c. Any of the above
 - d. None of the above
- iv. where there are two or more defendant the summons can be made only to one of the defendant.
 - a. true
 - b. false
 - c. partially true

d.partially false

v. substituted service of summon consist of two modes of service

a.true

b.false

c.partially true

d.partially false