

BA No.3024 of 2024
CNR No:PBHO01008859 of 2024

Dilraj Singh @ Babu Vs. State of Punjab

Ist regular bail application

FIR No.202 dated 7.9.2024

Under Section **22/29/61/85 of NDPS Act**,
Police Station, **Model Town**, District Hoshiarpur.

Present: Shri Surjit Singh, Advocate, for bail-applicant
Shri Rajnish Salaria, Ld. Addl. PP for the State.

ORDER:

1. **Notice** of above referred bail application was issued to the State through Ld.Addl. PP for the State, who put in appearance and contested bail application.
2. The record was requisitioned and perused.
3. I have heard Ld. Addl. PP for the State and Ld. Counsel for bail-applicant and have gone through the police record.
4. From material placed on record, it comes out to surface that on **7.9.2024** when police party while on patrol duty, in order to search for miscreants, were going towards Fatehgarh road from Mohalla Sunder Nagar, from Rahimpur side one activa of black colour wherein two persons were sitting, on spotting the police party present there tried to turn back and fell down on the left side of road, however activa could be intercepted. The driver of the activa disclosed his name as **Dilraj Singh @ Babbu (bail-applicant)** and the person sitting on the front seat of the car disclosed his name as **Sukhjinder Singh @ Sukha (co-accused)**. On the search of the activa from its dicky one glazed envelope containing **160 grams of intoxicant powder** was recovered.

5. The **bail-applicant** was arrested on **7.9.2024** and since then he is in custody. The report of Forensic Science Laboratory, has not been received, so as to decipher as to exact salt of contraband, in order to quantify it either in the category of non-commercial or commercial quantity. Therefore, at this stage, this Court is unable to say definitely as to the quantity of the salt, to keep either in the category of commercial or non-commercial. The **bail-applicant** is in custody since **7.9.2024**. Therefore, till the receipt of FSL report, I deem it proper to grant **interim bail** to bail-applicant, on his furnishing bail bonds/surety bonds in the sum of **Rs.50,000/-** with one surety of the like amount to the satisfaction of **Ilaqa Magistrate/ Duty Magistrate**, with following conditions:

A) That on the receipt of Forensic Science Laboratory report, if the quantity of contraband is found to be commercial in nature, in that event, the bail-applicant shall surrender in the Court within the period of 15 days. In case, bail-applicant fail to surrender within the stipulated period in the Court, in that event, the interim bail order shall cease to have effect.

6. The observation made by undersigned vide this order shall have no reflection of mind on merits.

7. Bail application files be consigned to the Judicial Record Room, Hoshiarpur, on its completion.

Pronounced in open Court:

Dated: 16.10.2024

Naveen,JW

(**Jaswinder Sheemar**),
Judge Special Court, Hoshiarpur
(UID No.PB-0093).