

In the Court of Barjinder Pal Singh,
Judge Special Court, Barnala.
(Unique identification no.PB0185)

Bail Application No.283 of 2019.
CNR No. PBBR01-000844-2019
Decided on: 5.4.2019.

Bittu Ram son of Makhan Lal, resident of Manna Patti, Pakho Kalan District
Barnala.

Accused/applicant.

Versus
State of Punjab

Bail Application No.305 of 2019.
Decided on: 5.4.2019.

Krishan Kumar son of Dev Raj, resident of Gharuan road, near
Shamshanghat Ward no.2, Barnala, District Barnalsa.

Accused/applicant.

Versus
State of Punjab

F.I.R.No.43 dated 12.2.2019.
Offence under Section 21/29 NDPS Act.
P.S. City, Barnala

Bail applications under Section 439 Cr.P.C.

Present: Sh.Gagandeep Bhardwaj, Addl. PP for the State
Sh. Rahul Gupta, Advocate counsel for the
accused/ applicant Bittu Ram.
Sh. AK Mehta, Advocate counsel for the
accused/ applicant Krishan Kumar.

ORDER:

This order will decide the above said two applications u/s 439
Cr.P.C being arisen from the same FIR.

2 As per the prosecution version, on 12.2.2019 SI Sukhjinder
Singh received secret information that accused Krishan Kumar along with
his accomplice is habitual of selling tramadol tablets in city Barnala by
bringing the same from outside. On the basis of that secret information, this

case was registered. Accused Krishan Kumar and Bittu Ram were arrested. From the possession of accused/applicant Krishan Kumar 500 tablets of tramadol calvidol were recovered whereas from the possession of accused/applicant 200 tablets of Tramadol calvidol, which were taken into police possession.

3 These applications for bail u/s 439 Cr.P.C., are filed on the ground that accused/ applicants are innocent and no offence is committed by them.

4 Today record is produced. This Court has heard the learned counsel for both the parties and perused the record.

5 As per the record no other case is reported to be registered or pending against the present bail applicants under NDPS Act. Today ASI Sadha Singh IO of this case got recorded his statement that as per the report of the Chemical Examiner, ingredients of intoxicant tablets recovered from Krishan Kumar comes out to be 205.68 grams, whereas ingredients of intoxicant tablets recovered from Bittu Ram comes out to be 82.63 grams which fall in the category of non commercial. Recovery from both the accused/applicant falls under non commercial segment. Accused Krishan Kumar is in custody from 13.2.2019, whereas accused Bittu Ram is in custody from 14.2.2019. Presentation of challan and conclusion of trial may take a long time and no useful purpose would be served by detaining the accused behind the bars for unlimited period. So these bail applications are allowed and bail applicants are ordered to be released on bail to the satisfaction of this Court on their furnishing personal bail bond of Rs.50,000/- each with one surety in the like amount each subject to the conditions:

4. That the applicants/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;
5. That the applicants/accused shall not leave India without the permission of the court and
6. That the applicants/accused shall appear in the court on each and

every date of hearing.

File be attached with the remand papers.

Pronounced.
April 5, 2019.
Amit, Stenographer Gr.III

Barjinder Pal Singh
Judge Special Court,
Barnala.