

**IN THE COURT OF MANDIP SINGH DHILLON, JUDGE,
SPECIAL COURT, MANSA.**

Case Type : BA (Bail Application)
CIS Case No. : BA/300/2023
CNR No. : PBMN010007552023
Date of registration : 10.02.2023
Date of Decision : 27.02.2023

State

Versus

Ramandeep Singh aged about 20 years, son of Dhanwant Singh,
resident of Guru Ram Das Marg, Tehsil and District Mansa, now in
Judicial Custody.

... Applicant/ accused.

FIR No.29 dated 01.02.2023
U/s 21(b), 27 and 29 of NDPS Act,
P.S. City-2, Mansa.

**(FIRST APPLICATION FOR BAIL UNDER SECTION 439
CR.P.C.)**

Present: Sh. I.S. Makkar, Advocate, for the applicant/
accused.
Sh. P.S. Chahal, Addl.P.P for the State.

ORDER

1. Accused/ applicant Ramandeep Singh has filed the
present bail application under section 439 Cr.PC in case FIR No. 29
dated 01.02.2023, U/s 21(b), 27 and 29 of NDPS Act, P.S. City-2,
Mansa.

2. Briefly stated the facts of the prosecution case are that on 01.02.2023, SI Balwinder Singh alongwith police party was on patrol duty. They had apprehended one person Kot Da Tibba on the suspicion that he might be carrying some narcotic substance. On enquiry, the apprehended person disclosed his name as Baljit Singh son of Sukhwinder Singh resident of Mann Nagar, Kot Da Tibba, Ward No.7, Mansa. Recovery of 07 gms Heroin was effected from his possession. He was arrested in the present case.

During investigation, accused disclosed that he has brought the Heroin from Ramandeep Singh son of Dhanwant Singh, resident of Ward No.14, Mansa.

3. It has been argued by learned defence counsel on behalf of the accused/ applicant that he is innocent and has been falsely implicated in the present case u/s 29 of the NDPS Act. On these averments besides usual grounds, the accused/applicant was asked to be released on bail.

4. The application has been opposed by the learned Addl. PP for the State.

5. I have heard the arguments of learned counsel for the applicant/accused, learned Addl. PP for the State and have gone through the police record with their able assistance.

6. As per prosecution version, on 01.02.2023, in the area of City-2, Mansa, co-accused was found in possession of 7 gms Heroin, without any permit or licence. The contraband recovered

from the applicant/accused does not fall under commercial quantity as per provision of the NDPS Act. As referred above, during investigation accused disclosed the police that he has brought the said Heroin from applicant/accused Ramandeep Singh and application/accused was nominated as accused in the present case vide DDR No.65 dated 01.02.2023. Applicant/accused is in custody since 01.02.2023. Alleged recovery has already effected. Presentation of challan and final disposal of the trial will take considerable time. No useful purpose will be achieved by detaining the applicant/accused further in custody. His further detention would not serve interest of justice. Without commenting upon the merits of the case, applicant/accused Ramandeep Singh is admitted to regular bail on furnishing bail bond in the sum of Rs.50,000/- with one surety in the like amount. Police record be returned and the papers of this bail application be tagged with remand papers.

Pronounced

Dated: 27.02.2023

**(Mandip Singh Dhillon),
Judge, Special Court,
Mansa.
(UID: PB0115)**

Avinash Stenographer G-I

Present: Sh. I.S. Makkar, Advocate, for the applicant/
accused.

Sh. P.S. Chahal, Addl.P.P for the State.

Ld. counsel for the applicant/accused moved application for addition of offence u/s 27 and 29 of the NDPS Act in the bail application. Perusal of file show that offence u/s 27 and 29 were enhanced later. Resultantly, present application is hereby allowed.

Arguments on bail application heard. Vide m separate detailed order, applicant/accused Ramandeep Singh is admitted to regular bail on furnishing bail bond in the sum of Rs.50,000/- with one surety in the like amount. Police record be returned and the papers of this bail application be tagged with remand papers.

Pronounced

Dated: 27.02.2023

**(Mandip Singh Dhillon),
Judge, Special Court,
Mansa.
(UID: PB0115)**