

CNR No. PBBT010081192025



Case No. BA/2958/2025

Presented on : 09-07-2025
Registered on : 10-07-2025
Decided on : 15-07-2025

IN THE COURT OF
Judge Special Court, Bathinda
(Presided Over by Sh. Rajiv Kalra, PB0098)

BA/2958/2025

Application for Regular Bail
FIR No. 30 dated 01.06.2025
Under Section 22 NDPS Act
Police Station GRP, Bathinda

State

VERSUS

Rajwinder Singh @ Raju son of Ajit Singh resident of near Mata Sundri College, village Dikh, PS Balianwali, District Bathinda (now confined in Central Jail, Bathinda).

Sh. Tek Singh Mann, Advocate, counsel for the applicant.
Ms. Harpreet Kaur, Additional Public Prosecutor for the State.

ORDER
(Delivered on 15.07.2025)

(1) The above-named applicant has filed an application under Section 483 of BNSS, for grant of regular bail in aforementioned FIR as registered under Section 22(b) NDPS Act.

(2) As per the police record on 01.06.2025, the police of PS GRP apprehended the applicant, Rajwinder Singh @ Raju and during search of the transparent polythene carried by him, the police recovered 35 strips with each strip containing 15 tablets or total 525 tablets, labeled as Alprazolam Tablets IP 0.5 mg, having same batch number. Upon this,

the applicant was arrested and since then he is in custody. Now the applicant, Rajwinder Singh @ Raju has moved the instant application for grant of regular bail.

(3) I have heard and considered the contentions of both sides.

(4) As per police record, the sample parcel has been sent to the chemical examiner for analysis to ascertain the exact nature of substance recovered from the applicant, but no report has been received so far. The exact nature of substance will be ascertained after the receipt of the report of chemical examiner. The applicant has already spent a substantial period behind bar from the day of his arrest.

(5) Hon'ble Punjab & Haryana High Court has dealt with similar circumstances in *Inderjit Singh @ Laddi and others vs. State of Punjab*, 2014(3) RCR 953, and it was held that the Presiding Officer of Special Court dealing with the NDPS Act cases, whenever need is felt and where the matter is being unnecessarily delayed, may grant interim bail till the receipt of the report, and thereafter, may consider the case after the receipt of report.

(6) Now reverting to the case in hand, where the receipt of report of chemical examiner is likely to take time and the matter is unnecessarily being delayed. In these peculiar circumstances, the applicant is ordered to be released on interim bail till the receipt of the report of chemical examiner on furnishing bail bonds in the sum of ₹1,00,000/- with one surety in the like amount subject to all the conditions envisaged under Section 480(3) Bhartiya Nagarik Suraksha Sanhita, 2023.

(7) However, it is made clear that if upon receipt of the report of the chemical examiner, the quantity of recovered substance falls under the commercial quantity under the Act, this order shall be deemed to have come to an end automatically and the applicant has to surrender in the court and will be taken into the custody without any further order of cancellation of her interim bail.

(8) Copy of this order be sent to concerned quarters.

(9) Bail records be tagged with remand/trial file.

PRONOUNCED IN OPEN COURT ON 15th JULY 2025

Rajiv Kalra (PB0098)
Judge, Special Court, Bathinda

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