

State Vs Harpreet Singh

Present: Sh. Harwinder Singh Advocate, counsel for the accused/
applicant.
Sh. Sukhdev Singh, Additional PP for the State.

Heard on first application for bail under Section 483 of BNSS moved on behalf of the accused/ applicant, namely Harpreet Singh son of Vazir Singh, in the case bearing FIR No. 90 dated 21.8.2025, under Section 22 of NDPS Act, PS Ajitwal, District Moga.

2. As per prosecution version, on 21.08.2025, 20 loose intoxicating tablets were recovered from the polythene thrown by accused Harpreet Singh and since then, he is in custody. Report of Chemical Examiner is not received so-far, though period of more than one month has elapsed. The applicant-accused seeks his release on interim bail on the basis of law laid down in Inderjit Singh @ Laddy vs State of Punjab 2014(3)-RCR(Criminal) 952, wherein Division Bench of our own Hon'ble High Court has been pleased to hold that if matter is being unnecessarily delayed due to non-receipt of FSL Report, Special Court may release applicant-accused on interim bail till receipt of report of chemical examiner. Even otherwise, in the absence of Chemical Report it cannot be said that the alleged intoxicant claimed to have been recovered from possession of accused/applicant contains any sort of Narcotic Drug or Psychotropic Substance.

3. Since the FSL report has not been received yet and there is considerable delay, consequently, applicant- accused is ordered to be released on interim bail on furnishing personal bond in the sum of Rs. 50,000/- with one surety of like amount subject to following conditions:-

1. That he shall attend Court on each and every date of hearing;
2. That he shall not commit an offence similar to the offence of which he is accused, or suspected, of the commission of which he is suspected;
3. That he shall not directly or indirectly make any inducement threat or promise to any person acquainted with the facts of

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the case so as to dissuade him from disclosing such facts to the Court or to any police officer or tamper with the evidence; and

4. That he shall not leave the country without prior permission of Court.
5. This order will remain operative subject to the receipt of report from Chemical Examiner as to contents of Intoxicant and in the event of the contents of intoxicant being found to be commercial quantity, this order of interim bail shall become inoperative.

Adjourned to 29.10.2025 for awaiting report of Chemical Examiner.

Dated:25.09.2025
Pronounced:
(Sanjeev Kumar, Stenographer)

(Shiv Mohan Garg)
Judge, Special Court, Moga.
UIDPB0164