

**THE COURT OF SHRI PARMINDER SINGH RAI,
ADDITIONAL SESSIONS JUDGE, TARN TARAN**

CIS No. : BA/2958/20.
Date of Institution : 15.12.2020.
Date of Decision : 22.12.2020.

Manpreet Singh son of Baldev Singh, resident of village Harar Khurd,
Tehsil Ajnala, District Amristsar.

-----Applicant/accused.

Versus.

State of Punjab

-----Respondent.

FIR No. : 353 dated 23.11.2020.
Under Sections : 21(b),61 NDPS Act.
Police Station : Jhabhal.

Application under Section 439 Cr.P.C..

Present: Sh. A.S. Dhillon, Advocate, counsel for the
applicant/accused.
Sh. Gurpreet Singh Rana, APP for the State.

ORDER

Accused/applicant has moved the present bail application
under Section 439 Cr.P.C. seeking grant of regular bail.

Heard. Learned counsel for the applicant-accused has
argued that the applicant-accused is innocent and has been falsely
implicated in this case. He further argued that the applicant is in
custody ever since 23.11.2020. He further argued that the petitioner is
no more required for further investigation and no useful purpose would
be served to keep the applicant behind the bar. He thus prays for grant
of bail.

On the other hand, learned. Addl. PP for the state has
opposed the bail application on the ground of seriousness of the

offence.

Record has been received and perused. Perusal of the same shows that 20 grams Heroin was recovered from the possession of accused which is non commercial quantity. So the stringent provision of Section 37 of the NDPS Act would not be applicable. Accused has been coming in custody ever since 23.11.2020. No useful purpose would be served by keeping the applicant-accused behind the bars for indefinite period rather it will be a burden on state exchequer. It will take long time for the trial to be completed, so, in these circumstances, the present application is allowed and the applicant is ordered to be released on bail on furnishing bail and surety bonds in the sum of Rs.1,00,000/- with one surety in the like amount to the satisfaction of Illaqa/Duty Magistrate. Bail application be tagged with the record of main case if pending or be consigned.

Pronounced
22.12.2020

Jaswinder Singh
Stenographer-III

Parminder Singh Rai
Additional Sessions Judge
Tarn Taran/UID-PB0175