

**IN THE COURT OF PREM KUMAR, ADDITIONAL SESSIONS
JUDGE/ VACATION/DUTY JUDGE, TARNTARAN.
UID NO. PB0451**

**Bail Application no. 2938 of 2025
Date of Order : 18.08.2025**

Gurpreet Singh @ Kala aged about 32 years s/o Baz Singh r/o village
Wan Tara Singh Tehsil Patti, District Tarn Taran.

.....Accused/petitioner.

Versus

State

(First Bail application under Section 483 of BNSS)

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FIR No. 170 dated 07.11.2024
Under Section: 21(c)/25/29/61/85 of NDPS Act
Police Station : Special Task Force, SAS Nagar, Mohali

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Present : Sh. R.P LumbaAdvocate, counsel for the
applicant/accused.
Shri Ravinder Singh Additional Public Prosecutor
for the State.

ORDER

1. This order of mine shall dispose of the interim bail application under Section 483 of Bharatiya Nagarik Suraksha Sanhita (hereinafter referred to as B.N.S.S), filed on behalf of the applicant/accused.
2. Notice of the bail application was issued to the State and record was requisitioned. Sh. Ravinder Singh, APP for the state appeared on behalf of the State. Police record produced.

3. Ld. APP for the State namely Sh. Ravinder Singh argued that from the conscious possession of co-accused, the recovery 516 and 534 grams of Heroin were recovered. He was nominated in the present case under section 29 of NDPS Act on the disclosure statement of co-accused. He is a habitual person. Further argued that he does not deserve the concession of interim bail and prayer for dismissal as the applicant can misuse the interim bail.

4 On the other hand, Ld. Counsel for accused/applicant Sh. R.P Lumba, Adv argued that the applicant- accused is innocent person and has been falsely implicated in the present case. Moreover, counsel for further argued that the accused/application was nominated in the present case on the basis of disclosure statement of co-accused. He is in custody since 13.12.2024. Nothing has been recovered from his possession at the time of his arrest. The challan has been presented and all the accused are in custody. The conclusion of trial will take long time. The applicant/accused is in custody from the date of his arrest and prayed for acceptance the interim bail for getting the treatment of his father.

5 Heard. Record perused. As per prosecution story, the recovery effected from co-accused/applicant is more than 1 kg of Heroin which is commercial in nature. The accused/application was nominated in the present case on the basis of disclosure statement of co-accused. He is in custody since 13.12.2024. Nothing has been recovered from his possession at the time of his arrest. The challan has been presented and all the accused are in custody. The provisions of section 37 of NDPS attracts

in the present case. There is no ground to allow the present bail application as the recovery effected from the co-accused is commercial in nature and there is possibility of the interfering in the evidence of the prosecution if the accused/applicant be released on bail. Accordingly, the present bail application stands dismissed. File be attached with the main file or be consigned to the record room.

Pronounced in open Court
Dated: 18.08.2025

Prem Kumar
Additional Sessions
Judge/Vacation/Duty Judge,
Tarn Taran/UID-PB0451

Typed by Aman (Steno)