

**IN THE COURT OF MAHESH GROVER,
UID NO. PB-0243
JUDGE, SPECIAL COURT, BATHINDA.**

CNR No: PBBT01087842024

CIS No: BA-2752-2024

Date of Order: 08.08.2024

State Vs. Jaspreet Singh, son of Happy Singh,
resident of village Patharala, Tehsil and
District Bathinda.

FIR No.65 dated 07.07.2024
under Section: 15(b) of NDPS Act
Police Station: Sangat, District Bathinda

**Bail application under Section 439 of Cr.P.C. now as
amended Section 483 of BNS.**

Present: Sh. Inderjit Monga, Advocate for applicant/ accused Jaspreet
Singh.
Sh. M.S.Sidhu, Addl.PP for the State.

ORDER:

1. Vide this order, I will dispose of the bail application filed by
accused/applicant Jaspreet Singh under Section 439 Cr.P.C in the afore
mentioned case.

2. The facts in brief which are necessary for just and effective
disposal of this bail application are that on 07.07.2024, applicant/ accused
was apprehended by the police party in possession of one plastic bag in
the area of village Pathrala. From the search of said plastic bag recovered
from the accused, 07 Kg poppy husk was recovered, without any license
or permit in this regard.

3. Notice of the bail application was given to the State and
concerned police record was also summoned. No reply to the bail

application was filed on behalf of State. However, the bail application has been strongly opposed by learned APP for the State.

4. I have heard learned counsel for the applicant/accused as well as learned APP for the State and have perused the record.

5. Learned counsel for the accused argued that accused has been falsely implicated in this case and nothing has been recovered from him and that he is in custody since long and as such he may be granted bail.

6. On the other hand, Learned APP for the State submitted that accused has committed a serious offence under NDPS Act and thus his bail application may be dismissed.

7. As mentioned above, the police record depicts that the applicant/accused was allegedly apprehended in conscious possession of 07 Kg poppy husk, without any license or permit in this regard. The alleged recovery falls within the scope of non-commercial category. The accused/applicant is in custody since 07.07.2024. Recovery whatsoever has already been effected in this case. The presentation and disposal of the challan is going to take considerable time and no fruitful purpose is to be served by keeping the accused/applicant in custody further. Accordingly, the bail application is admitted and the accused/applicant Jaspreet Singh is ordered to be released on regular bail subject to furnishing of bail bonds in the sum of Rs.50,000/- with one surety in the like amount, subject to the following conditions:

a. That accused/applicant will not tamper with the prosecution evidence and will not offer any threat, promise or inducement, directly or indirectly to any of the person acquainted with the facts of the case, dissuading him from disclosing the same to the court/ investigating agency; and

b. That accused/applicant will not leave the limits of India without prior permission of the court.

c. That accused/applicant will appear on each and every date of hearing. Subject to the order of exemption, trial court is at liberty to cancel the bail order.

8. Bail bonds and surety bonds not furnished. Bail application file be tagged with main case file/remand papers.

Pronounced in the open Court.

Date of Order: 08.08.2024

Jaspal, Steno.Gr.I.

(Mahesh Grover)
Judge, Special Court, Bathinda
UID No.PB0243