

**In the Court of Rashmi Kapila,
Judge, Special Court, Kapurthala.
(UID No.PB00201)**

CNR No. PBKP010067132025**Case No. BA/2775/2025****Presented on : 10-11-2025****Registered on : 10-11-2025****Decided on : 18-11-2025**

Joga Singh @ Rajbir Singh, aged about 24 years son of Gurdev Singh, resident of village Hamira, Jagatjit Nagar, PS Subhanpur, District Kapurthala at present residing at village Villa Kothi, District Kapurthala.

.....Accused/applicant.

Versus

State of Punjab

.....Respondent.

FIR No.15 dated 04.02.2022
U/s 21 (a),22,29,61,85 NDPS Act.
P.S. Subhanpur, District Kapurthala.

Application for bail under Section 483 of BNSS.

Present: Sh.Suresh Kalia, Advocate, for applicant/accused
Joga Singh @ Rajbir Singh.
Ms. Sunpreet Kaur, Addl. P.P. for respondent/State.

ORDER:-

1. The present bail application under section 483 BNS has been moved by the applicant/accused in the aforesaid FIR, on the averments that accused/applicant was declared proclaimed offender on 29.03.2025. Accused/applicant was arrested by the police and since then he has been in custody. Therefore, he prayed that the applicant/accused be released on bail.

2. Notice of the bail application was issued to the respondent State and learned Additional Public Prosecutor for the State has contested the bail application on the ground that the accused has misused the concession of bail already granted to him and prayed for dismissal of the bail application. Main file has been received.

3. This Court has given thoughtful consideration to the rival contention made by both the parties and perused the record.

4. Perusal of the main file reveals that earlier accused/applicant Joga Singh @ Rajbir Singh was released on bail vide order dated 07.07.2022 passed in BA No.915/2022. Bail/surety bonds were furnished by him on 08.07.2022. During the pendency of case on 15.11.2022, accused/applicant did not turn up in the Court and absented from the trial. His bail order, bail bonds and surety bonds were cancelled and forfeited to the State and his non bailable warrants were issued by the Court. On 29.03.2025, accused/applicant was declared as proclaimed offender. On 04.10.2025, accused/applicant was produced in the Court after being nabbed and taken into custody in the present case. He has been in custody since then. By this time, accused/applicant must have learnt a lesson for misusing the concession of bail in the present case. In context of the aforesaid facts and circumstances, without commenting on merits of the case, bail application of applicant/accused stands **allowed**. Accused is admitted to bail on his furnishing personal bonds in the sum of **Rs.50,000/-** with one surety in the like amount to the satisfaction of

learned Area/Duty Magistrate Court, Kapurthala. Perusal of the record further reveals that accused/applicant absented from the proceedings on 15.11.2022 and has been apprehended on 04.10.2025. In the entire bail application not even a single reason has been mentioned of his absence from the court proceedings for the period of three years. Only undertaking has been mentioned regarding not misusing the concession of bail by the accused/applicant but same is without any reason or any substantial ground for his absence for such a long period. Trial has already commence and charge has already framed. Accordingly, accused/applicant is burdened with costs of Rs.5,000/- to be deposited in the District Legal Services Authorities, Kapurthala. The following conditions are:-

1. That the applicant/accused shall attend the Court on each and every date of hearing in accordance with the bonds executed by him/her;
2. That the applicant/accused shall not leave India without prior permission of the court;
3. That the applicant/accused shall not tamper with the prosecution evidence.
4. Applicant/accused shall not directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the Court or to any police officer;

5. Applicant/accused shall not commit an offence similar to the offence of which he/she is accused,

5. In case the surety is not available, accused/applicant may submit FDR or cash security may also be deposited.

6. Copy of this order be sent to the learned Illaqa/Duty Magistrate forthwith under the signatures of Reader for compliance. The Court concerned is directed to send the bail bonds/surety bonds to this Court after acceptance of the same. A soft copy of the bail order be sent by e-mail to the accused/applicant through the Jail Superintendent forthwith. Accordingly, the present bail application stands allowed and disposed of. Record of this bail application be annexed with the main case file of present FIR.

Pronounced in Open Court
Dated: 18.11.2025
Nitish
Directly Typed

(Rashmi Kapila)
Judge, Special Court,
Kapurthala.
UID No.PB00201