

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

CNR No. PBKP010067072025**Case No. BA/2776/2025****Presented on : 10-11-2025****Registered on : 10-11-2025****Decided on : 01-12-2025**

Gurcharan Singh @ Gora, aged about 25 years, son of Ajit Singh, resident of village Phulra, Bhaini Mian Khan, Tehsil & District Gurdaspur.

....Accused/applicant

Versus

State of Punjab

...Respondent

FIR No.211 dated 01.10.2025
Under sections 21/29/61/85 NDPS Act.
Police Station: Subhanpur, Kapurthala.

Application for bail under Section 483 of BNSS.

Present: Sh.Suresh Chopra, Advocate, for the applicant/accused.
Ms. Sunpreet Kaur, Addl. P.P. for respondent/State.

ORDER:-

1. The indulgence of the Court has been craved for by the applicant-accused Gurcharan Singh @ Gora by seeking regular bail under section 483 BNSS in above said FIR, on the averments that applicant/accused is innocent and is in judicial custody since 01.10.2025. As the applicant/accused is ready to abide by all the terms and conditions imposed upon him by the Court, he be released on regular bail and his bail application be allowed.

2. Notice of the said application was given to the State in pursuance of it, police record was produced. Statement of HC Manpreet Singh No.639/Kpt., has been recorded to the effect that offence under Section 29 NDPS Act has been added vide DDR No.16 dated 03.10.2025 and no previous FIR is stated to be registered against accused/applicant. Considering the serious nature of allegations against accused/applicant, Ld.Addl.PP prayed for dismissal of the bail application.

3. The Court has given the thoughtful consideration to the rival contentions of both the parties and minutely perused the case file.

4. Record perused. The allegations of the prosecution are that 230 grams Heroin was allegedly recovered from the applicant/accused Gurcharan Singh @ Gora when police party headed by SI Harpal Singh No.531/JR, apprehended him in the area of village Dogranwal. CFSL report has not yet been received in this case.

5. As per the case of the prosecution, 230 grams of Heroin has allegedly been recovered from the accused/applicant which falls in non-commercial quantity. The applicant/accused is already in custody since 03.10.2025. No previous case pertaining to NDPS Act against the accused/applicant is stated to be registered. Presentation of final report under section 193 BNSS (earlier 173 Cr.P.C.) is likely to take its own time. No useful purpose would be served by keeping the applicant/accused behind the bar any further.

6. Keeping in view the aforesaid facts and circumstances, the present bail application is allowed and the applicant/accused is ordered to be released on bail on his furnishing bail bonds in the sum of **Rs.50.000/-** with one surety in the like amount to the satisfaction of learned Area/Duty Magistrate Court. Further 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 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, or for the commission of which he/she suspected.

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

8. In case substance recovered from accused/applicant is found to contain the contents of any Narcotic Drug or Psychotropic Substance other than the Heroin or falls in commercial quantity after receipt of FSL report, this bail order shall cease to have its effect and accused/applicant is directed to surrender in the Court forthwith.

9. 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. Bail application be tagged with the remand papers/file.

Pronounced in Open Court
Dated: 01.12.2025
Nitish
Directly Typed

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