

**BEFORE THE COURT OF POONAM BANSAL
ADDITIONAL SESSIONS JUDGE, GURDASPUR**

CIS No. BA/3089/2025
CNR No. PBGD01-006773-2025
Date of Order: 08.07.2025

Sunil Masih Vs State of Punjab

FIR No.154 dated 14.06.2025
U/s 22/61/85 of NDPS Act
Police Station: Dinanagar

First bail application u/s 483 BNSS

Present: Sh.Suvir Mahajan Advocate for the accused/applicant.
Shri Vikram Kashyap, Addl. Public prosecutor for the State.

ORDER:

1. This is an application having been filed by applicant-accused, **Sunil Masih** , aforesaid, for releasing him on regular/interim bail in the above noted FIR.
2. Notice of application was issued to the State and the record was also requisitioned.
3. Learned counsel for the applicant-accused has argued that applicant/accused is in judicial custody since 14.06.2025. The recovery has already been effected from applicant/accused. The receiving of FSL report is likely to take some time. Applicant/accused has not committed any offence. Challan has not been presented. Conclusion of trial will take long and no useful purpose will be served by keeping the applicant behind the bars for unlimited time. On the strength of these arguments, he prayed

to release the applicant on interim bail, as he ready to furnish his bail bonds as per order of the Court.

4. Per contra, learned Addl. P.P. has opposed the bail application and prayed for dismissal of the application.

5. Rival contentions of both the sides have been heard and case file perused with due care and circumspections.

6. It has been intimated by the prosecution that the receiving of FSL report is likely to take some time. The recovery effected in this case is 50 intoxicant tablets without label. Without the FSL report, it cannot be commented whether the recovery falls in commercial or non-commercial quantity. The applicant is in custody since the date of arrest i.e. 14.06.2025. Accordingly, at this stage the bail application moved by the accused/applicant is allowed and he is ordered to be released on bail on furnishing of his bail bonds to the satisfaction of the Ilaqa/ Duty Magistrate, subject to the conditions that the accused will not try to tamper with the prosecution evidence in any manner, will not leave the country without prior permission of the court, will appear on each and every date of hearing and will not commit any offence similar to one alleged to have been committed in this case.

7. However, it is clarified that the bail so granted to the applicant is subject to final chemical analysis report to be received from the office of FSL. In case, as per report to be received, the

recovery effected in this case is found to be falling in commercial category, this bail order shall automatically stand cancelled and accused would be liable to surrender in the court. Surety of accused shall furnish an affidavit in that regard at the time of furnishing bonds assuring to get the accused surrendered before the court. The application stands disposed of accordingly. The Duty/Ilaqa Magistrate is directed to send the bonds to this court after acceptance for being attached with case file. Papers be attached with the main file/challan whenever same shall be presented.

Pronounced
Dated:08.07.2025
Prem Kumar, Stenographer-II

(Poonam Bansal)
Judge, Special Court,
Gurdaspur (UID No. PB0190)