

In the court of Sh. Amit Kumar Garg, Judge, Special Court, Hoshiarpur.
(UID No. PB-0260)

CIS No.BA/2692/2025
CNR No: PBHO010080112025
Date of Institution: 01.10.2025
Date of order: 16.10.2025

Amandeep Singh, aged 42 years S/o Gurdas Ram R/o Village Aima Mangat,
PS Mukerian, District Hoshiarpur.

...Applicant/accused

Versus

State of Punjab

..Respondent

FIR No.179, dated 31.08.2025
Under Section 22-29-61-85 of NDPS Act
PS Dasuya, District Hoshiarpur.

First application for regular bail U/s 483 BNSS

Present: Sh.HS Saini, Adv., counsel for applicant/accused.
Sh.NS Gill, Ld. Addl. PP for the State.

ORDER

This order shall dispose of an application for grant of regular bail for an offence committed under Section 22-29-61-85 of NDPS Act, Police Station Dasuya, District Hoshiarpur.

2. Ld. Counsel for applicant/accused argued that the accused-applicant is innocent and he has been falsely implicated in the present case. He further argued that accused-applicant is in custody since 31.08.2025. He further argued that the alleged recovery effected from the accused is only of 32 loose intoxicant tablets, which falls within the ambit of non commercial quantity. He further argued that the police will take a long time to present the challan in the Court and it will take further long time for the conclusion of

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Hoshiarpur/16.10.2025

the trial and no useful purpose will be served by keeping the applicant in jail for indefinite period and lastly prayed that the applicant/accused may kindly be released on bail during the trial of the above said case.

3. On the other hand, Ld. Addl. PP for the State opposed the bail application and submitted that applicant/accused has committed serious offence and lastly prayed that the bail application may kindly be dismissed.

4. I have heard the learned counsel for the applicant/accused and learned Addl. PP for the State and perused the record on the case file.

5. Perusal of the file reveals that present FIR was registered against the applicant/accused for the recovery of 32 loose intoxicant tablets from the polythene envelope which was recovered from the right pocket of his trouser. Report of FSL has not been received in this case. ASI Mohinder Singh, No.293/HPR, PS Dasuya, appeared and suffered a statement that he has brought the police record pertaining to the present case. This is the first regular bail application filed by the applicant/accused. No other similar bail application is decided or pending in any other court. One another FIR has already been registered against the applicant/accused. The report of FSL is awaited. He has also placed on record bail application proforma Mark A. As per list of FIR, one another FIR No.165, dated 28.08.2027 which is registered U/s 304 IPC. In the present case the report of FSL is awaited. However, at the same time in the given circumstances, this Court is of the view that accused is liable to be admitted to bail as he is in custody since 31.08.2025. This Court is of the view that it is yet to be ascertained that whether the intoxicant allegedly recovered from the accused/applicant falls

under commercial or non commercial quantity. Accordingly the accused is admitted to bail on his furnishing bail bonds in the sum of Rs.25,000/- with one surety/cash surety of the like amount to the satisfaction of the Learned Illaqa/Duty Magistrate concerned. However it is made clear that if on the receipt of Forensic Science Laboratory, if the quantity of contraband is found to be commercial in nature, in that event the bail order shall cease to operate and applicant shall surrender in the Court within the period of 15 days. Papers be attached with the remand papers.

Announced in open court:

Dated : 16.10.2025

Rakesh Kumar, Steno

(Amit Kumar Garg)

Judge, Special Court

Hoshiarpur

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