

BA/270/2020 State vs. Harjeet Kaur CNR No.PBLD010007852020
AND
BA/271/2020 State vs. Major Singh CNR No.PBLD010007842020

Present: Mr. HS Grewal, Advocate, counsel for the bail-applicants/
accused
Ms.Neelam Pathak, Additional Public Prosecutor for the State.

This order of mine shall dispose of two bail applications under Section 439 of The Code of Criminal Procedure, the first being filed by accused/applicant Harjeet Kaur and the second being filed by accused/applicant Major Singh in case FIR No.58 dated 27.06.2019, under Section 18, 29 of The Narcotic Drugs and Psychotropic Substances Act, 1985 and Section 25/27 of The Arms Act, Police Station STF, Phase-IV, Mohali, Local Police Station Shimlapuri. Record perused. As per judicial record, the prosecution version is that on 27.06.2019 in the area of Chimney Road, New Shimlapuri, Ludhiana, accused/applicants Major Singh and Harjeet Kaur were apprehended in car bearing registration No.PB-29-W-6300. On search of the car, 5.500 k.gs. opium was recovered alongwith revolver of 32 bore, 11 live cartridges of 32 bore, 11 live cartridges of 7.62 bore, 4 live cartridges of 3 x 3 bore without having any licence or permit. The recovery of narcotics i.e. 5.500 k.gs. falls within the category of Commercial Quantity. As per provisions of Section 37 of the Narcotic Drugs and Psychotropic Substances Act, 1985, there is a bar for extending the benefit of bail to the accused, where commercial quantity is involved. Therefore, the bail-applicants/accused are not entitled to concession of bail. Hence, both the bail applications are dismissed. Copy of this order be placed on the file of connected bail application. Record of bail application be attached with the main challan file.

Pronounced in open court.
Dated: 15.01.2020.

Aashish Abrol,
Judge Special Court,
Ludhiana.
UID-PB-00203

Tejinder Nath
Stenographer-I

Present: Mr. HS Grewal, advocate, counsel for the bail-applicant/
accused
Ms.Neelam Pathak, Additional Public Prosecutor for the State.

Arguments heard. Vide my separate detailed order of even date passed in bail application bearing CIS BA/270/2020 titled as State vs. Harjeet Kaur, the instant bail application has also been dismissed. Copy of order passed in the above said bail application be placed on this file. Record of bail application be attached with the main challan file.

Pronounced in open court.

Dated: 15.01.2020.

Aashish Abrol,
Judge Special Court,
Ludhiana.
UID-PB-00203

Tejinder Nath
Stenographer-I