

In the Court of Sh. Karamjit Singh Sullar
Judge, Special Court, Hoshiarpur
(UID No. PB0141)

BA/CIS No. 2789 of 2025
CNR No. PBHO01-008280-2025
Date of Order: 27.10.2025

Amit Kumar @ Rishu aged about 26 years son of Ramesh Kumar resident of Mohalla Tikhowal P.S Mukerian District Hoshiarpur.

.....Applicant-accused

Versus

State of Punjab

.....Respondent.

FIR No. 176 dated 3.9.2025
U/s 22 of ND&PS Act, 1985
Police Station: Mukerian District Hoshiarpur.

(FIRST APPLICATION FOR REGULAR BAIL U/S 483 BNSS)

Present: Sh. Sandeep Deputy Chief legal aid defence counsel for applicant-accused.
Sh. Varinder Kumar Public Prosecutor for State.

ORDER:

1. This order of mine shall dispose of application for regular bail, filed by applicant/accused in case FIR No. 176 dated 3.9.2025 under Sections 22 of The Narcotic Drugs and Psychotropic Substances Act, 1985 (hereinafter referred as 'ND&PS Act'), Police Station Mukerian District Hoshiarpur.

2. The learned counsel for the applicant-accused argued that applicant-accused was allegedly found in conscious possession of 90 loose intoxicant tablets and he is in custody since 3.9.2025. He further argued that the report of chemical examiner is not submitted so far and

the accused is languishing in the jail. The prosecution will take time to present the challan in the court. He further argued that nothing is to be recovered from the accused at this stage. So, it is prayed that applicant-accused be released on bail.

3. On the other hand, the Ld. Public Prosecutor for the State opposed the bail application on the ground that the recovery of narcotic is serious offence, as such, there are chances that accused may flee from the justice in case he is granted interim bail.

4. I have considered the contentions raised by Learned counsel for the applicant-accused as well as Learned Public Prosecutor for the State. The recovery of contraband has already been effected, but admittedly the report of FSL is yet to be received. The learned counsel for applicant-accused submitted that at this stage, it cannot be ascertained about the nature of the salt contained in the alleged contraband recovered from the accused. The applicant-accused is in custody since 3.9.2025 and he is no more required for further investigation. So, keeping in view the facts and circumstances as above, this Court is of the considered opinion that it would be ascertained after receipt of FSL report that what was exactly found from the applicant-accused. Accordingly, applicant-accused is ordered to be released on ***interim bail*** on his furnishing bail bonds in the sum of Rs. 50,000/- with one surety of the like amount to the satisfaction of Illaqa/Duty Magistrate and after accepting the bail/surety bonds, the same be returned to the this Court **within two days** positively. Copy of this order be sent to the Illaqa Magistrate for necessary compliance. This order shall remain in force till the report of Chemical

Examiner is received. On the receipt of report of chemical examiner, the accused/applicant will surrender in the trial Court immediately and order granting interim relief shall be deemed to be cancelled and then, the applicant/accused shall avail remedy of bail in accordance with law and which shall be considered on merits. Further, the accused is directed not to indulge in such like activities and he shall not leave India without prior permission of the Court till the disposal of the trial. The applicant-accused shall also submit an undertaking that he will surrender before the trial court on receiving the FSL report. The bail application is disposed of accordingly. File of bail application be attached with the remand papers.

Announced in open Court:
Dated: 27.10.2025.

kulvinder Singh JW

(Karamjit Singh Sullar),
Judge Special Court
Hoshiarpur
UID No. PB0141