

CIS NO: BA/6215/2026

Johan Singh vs. State

Present:

Sh.Bhupinder Singh Kauldhar, Advocate Counsel for the applicant.

Ms.Ramandeep Kaur, Addl.PP for respondent/State.

Order:

Reply/proforma to the bail application filed by the respondent/State.

Report of the Ahlmad perused. As per it, he has checked the record as well as CI System and certified that no bail application of applicant/accused is pending in this FIR/case proceedings before the Hon'ble High Court.

2. Arguments heard on bail application moved by applicant Johan Singh @ Joyn son of Sh.Jagga Singh son of Baldev Singh resident of Bagh Kheta Ram, Oriental Bank Wali Gali, P.S City, Jagraon, Jagraon, District Ludhiana **for regular bail** in the present case FIR No.142 dated 11.06.2026, under Section 21 NDPS Act, Police Station City, Jagraon, District Ludhiana.

3. Record perused.

4. I have considered the arguments, put forth by both the sides and scrutinized the record.

5. As is transpired from the record, the FIR in the present case was got registered against the present applicant Johan Singh @ Joyn on the basis of secret information. Allegedly, on 11.06.2026, he was apprehended and from his possession, six gram of Heroin was recovered.

After registration of the FIR, further investigation was carried out. During investigation, the contraband was sent to the FSL for analysis. But, the report of Chemical Examiner/FSL has been received as yet.

6. During the course of arguments, ld. Counsel for the applicant has vehemently argued that he has been falsely implicated in the present case. He has not committed any offence. He is in custody **since 11.06.2026**. Conclusion of investigation and presentation of challan may take some time. No useful purpose would be served by keeping the applicant behind bars for indefinite period. It is further argued that other cases registered/pending against the applicant is not the mere

ground to deny the benefit of bail to him in this case. Moreover, the contraband allegedly recovered in this case falls within the definition of non-commercial quantity. The applicant undertakes to appear on each and every date of hearing. Thus, he may be admitted to **bail**.

Per contra, ld.Addl.PP has vehemently argued while controverted the contentions of the ld.Counsel for the applicant that there are serious allegations against the present applicant. He is clever and sharp minded person. He is habitual offender as 10 other cases of similar nature are also registered/pending against him. If, he is granted concession of bail, he can commit the same crime again and possibility of bail jump can not be ruled out. He, therefore, prayed that he may not be granted the concession of bail.

7. Be that as it may, applicant is in custody since 11.06.2026. Recovery has already been effected. The quantity of the contraband so recovered from the possession of the present applicant falls in the category of less than commercial quantity. As such, stringent provisions of 37 of ibid Act are

not attracted to the present case. Now nothing is to be recovered from the applicant. Conclusion of investigation and presentation of challan will take long time, as such no useful purpose will be served by keeping him behind bars. Moreso, further detention of present applicant will be burden on State Exchequer. Keeping in view the recovery and the other cases already registered against the applicant, the bail application is allowed and he is ordered to be released on bail on furnishing bail bond for sum of Rs.50,000/- with one surety in like amount, subject to the satisfaction of **Senior Duty Magistrate, Ludhiana**, on the following conditions :-

- i. That the applicant will make himself available in the investigation of the case, as and when required;
- ii. That the applicant will not tamper with the prosecution evidence; and
- iii. That the applicant will not leave the country without prior permission of the court.
- iv. that applicant shall furnish his affidavit not to subsequently indulge in any NDPS Act or other criminal case.

After furnishing the bail/surety bonds by the

applicant, the same be sent back to this Court immediately. Copy of this order be also sent to the concerned Magistrate forthwith.

Before parting, it is made clear that subsequent indulgence of the applicant in any criminal case, particularly under NDPS Act shall entitle the prosecution to move application for cancellation of bail which shall be disposed of on merits.

7. Record returned.

8. Bail application file be tagged with the remand papers/main file.

Pronounced in open:
court on 21.07.2026

(Dr. Rajneesh)
Judge, Special Court,
Ludhiana (UID-PB0172)

Manjit Singh, Stg G-II
(Directly typed on dictation)