

**In the court of Kewal Krishan,
Judge, Special Court, Ferozepur (UID No.PB-0182).**

Case Type	Bail Application.
CIS No.	BA/2938/2022.
CNR No.	PBFZ010070262022.
Date of order	21.10.2022.

S t a t e

Vs

Samual Bhatti @ Sam aged 26 years son of Daulat Rama, resident of village Bukan Khan Wala, P.S. Kulgarhi, District Ferozepur.
.....Accused/Applicant.

FIR No.152 dated 09.07.2022. U/S: 21 of the Narcotic Drugs & Psychotropic Substances Act, 1985. Offence U/S 29 of this Act was added later on. Police Station: Special Task Force, Phase-4, SAS Nagar.

First application for bail under Section 439 of the Code of Criminal Procedure.

Present: Sh. S.S. Chhina Advocate counsel for applicant.
Sh. A.P.S. Brar Addl. Public Prosecutor for the State with
ASI Beant Singh.

ORDER

The accused/applicant has filed the instant application under Section 439 of the Code of Criminal Procedure. Record of investigation has been produced by ASI Beant Singh.

2. Arguments are heard. As per prosecution version, during routine patrolling, accused Shinda son of Jagga was apprehended by the police party on suspicion and recovery of 45 gram heroin was made from his conscious possession on 09.07.2022. Thereafter, on the basis of his disclosure statement, present applicant was nominated and offence punishable under Section 29 of the NDPS Act was added later on vide Rapat No.13 dated 07.09.2022. The applicant was arrested on 14.09.2022 while he was confined in jail in some other case.

3. The applicant is in custody since 14.09.2022. It is a case of non-commercial quantity of intoxicating substance from the co-accused. Completion of investigation, presentation of challan and conclusion of trial will take sufficient time and no useful purpose would be served by detaining him in custody. In these circumstances, this Court is of the considered view that the applicant is entitled to get concession of bail. Therefore, his application is allowed and he is ordered to be released from custody on furnishing his personal bail bond in the sum of Rs.50,000/- (Fifty Thousand) with one surety in the like amount to the satisfaction of Illaqa Judicial Magistrate/Duty Magistrate at Ferozepur subject to the following conditions:-

- (I) That the applicant shall not leave the country without the prior permission of the Court;
- (II) That the applicant shall make himself available for interrogation by the Investigating Officer as and when required;
- (III) That the applicant shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with

the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;

(IV) That the applicant shall regularly attend the hearings before the trial Court.

The Illaqa Judicial Magistrate/Duty Magistrate is directed to send the bail/surety bonds along with relevant documents after accepting and attesting the same to this court. A copy of this order be sent to learned court of Illaqa Judicial Magistrate forthwith. File of this bail application be attached with the file of remand papers.

Announced in open court.

Dated : 21.10.2022.

anil kumar

Stenographer Grade-II

Sd/-

(Kewal Krishan)

Judge, Special Court, Ferozepur
(UID Nko. PB0182)