

IN THE COURT OF SH.NAVAL KUMAR,
JUDGE SPECIAL COURT, FEROZEPUR
(Unique Identification Number PB0103)

Case Type	Bail application
CIS No.	BA/2603/2025
CNR No.	PBFZ0100-6487-2025
Date of Order	05-09-2025

Gurpreet Singh aged 29 years son of Kulwinder Singh, resident of Back Side Pudda Colony, Shanti Nagar, Ferozepur City.

...Applicant-accused.

Versus

State of Punjab

...Respondent.

FIR No.289 dated 06-08-2025
U/S: 21 of the Narcotic Drugs & Psychotropic Substances Act, 1985
Police Station: City Ferozepur.

First application for bail under Section 483 of the Bhartiya Nagrik Suraksha Sanhita.

Present: Sh. SPS Sidhu, Adv., Ld. Counsel for applicant/accused.
Sh. Amandeep Prinja, Ld. Addl. Public Prosecutor for State.

ORDER

This order of mine shall dispose of the bail application filed by the applicant-accused under Section 483 of the Bhartiya Nagrik Suraksha Sanhita in case **FIR No.289 dated 06-08-2025 under Section 21 of the Narcotic Drugs & Psychotropic Substances Act, 1985, registered at Police Station City Ferozepur.**

2. Notice of the bail application was given to the Ld. Additional Public Prosecutor for the State and police record has also been requisitioned.

3. I have heard learned counsel for the applicant-accused and learned Additional Public Prosecutor for the State and have gone through the record very carefully.

4. It has been contended by learned counsel for the applicant-accused that the applicant-accused is an innocent and has been falsely implicated in the present case. Nothing has been recovered from the applicant-accused and the alleged recovery is planted upon the him. There is no compliance of the mandatory provisions of the NDPS Act. No independent witness has ever been joined by the police though the same was available near the place of alleged recovery. The alleged recovery has already been effected from the applicant-accused and nothing is to be recovered from him. He is in judicial custody since 06-08-2025 and no more required by the police for further investigation. There is no apprehension of the applicant-accused absconding or tempering with the prosecution evidence. A prayer has been made for releasing the applicant/ accused on bail.

5. The Ld. Additional Public Prosecutor for the State, on the other hand, has opposed the bail application by submitting that on the basis of suspicion, the **applicant-accused** and **his co-accused Ram Parkash** were apprehended by the police party headed by ASI Sukhchain Singh and **8.1 grams of heroin was recovered from the polythene envelope thrown by the applicant-accused**. So, he is not entitled to the concession of bail. A prayer has been made to dismiss the bail application filed by the applicant-accused.

6. From the perusal of record, it is revealed that the contraband **i.e. 8.1 grams of heroin** was recovered from the joint conscious possession of the applicant-accused and his co-accused. He is in judicial custody since 06-08-2025. Now, nothing is to be recovered from him. The quantity of alleged contraband **i.e. 8.1 grams of heroin** recovered from the conscious possession of the applicant-accused falls in the category of non-commercial quantity. The presentation of challan and the conclusion of trial is likely to take time. Therefore, no useful purpose would be served by detaining the applicant-accused behind bars for an indefinite period. Hence, the applicant-accused is ordered to be released on regular bail on furnishing a bail bond in the sum of Rs.50,000/- with one surety in the like amount to the satisfaction of Id. Illaqa/Duty Magistrate 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 herself 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 them 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.

7. The learned Illaqa/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/Duty Magistrate forthwith. Ahlmad is also directed to send soft copy of this order by e-mail to the concerned Jail Superintendent for compliance of order dated 31.01.2023 of Hon'ble Supreme Court passed in SMWP (Criminal) No.4/2021. The bail application file be annexed with the remand papers/consigned to the Record Room.

Pronounced in the open court

on **05-09-2025**

sd/-

(Naval Kumar)
Judge, Special Court, Ferozepur
(UID No.PB0103).

*Parmjit Singh,
Stenographer Grade-I
(direct dictation).*