

**IN THE COURT OF PARMINDER SINGH RAI,
ADDITIONAL SESSIONS JUDGE, GURDASPUR**

CIS No: BA-2499-2024
CNR No: PBGD01-005982-2024
Date of Decision: 06/08/2024

Sunil Kumar s/o Ravinder Singh, r/o Village Navin Abadi, Awankha,
Tehsil Dinangar, District Gurdaspur.

.....Petitioner.

Vs.

State of Punjab

.....Respondent

FIR No. 14 dated 17.01.2020
Under Section: 22 NDPS Act
Police Station: Dinanagar.

Bail application under Section 483 BNSS.

Present: Shri N.S. Thakur, Advocate, counsel for petitioner.
Shri Vikram Kashyap, Ld. Additional P. P for State

ORDER

1. This order of mine shall dispose of above mentioned bail application moved by petitioner under Section 483 BNSS.
2. Upon notice, learned Additional P. P. put in appearance and contested the bail application. Police record was requisitioned and perused.
3. It is submitted by the learned counsel for petitioner that petitioner has been regularly appearing before the Court. Petitioner could not appear before the court on 04.11.2023 as he took wrong date of hearing. The absence of petitioner was not intentional. He is ready to face trial. Conclusion of trial shall take sufficient long time

and no purpose would be served by keeping the petitioner behind the bars for indefinite period, so, he may be admitted to regular bail.

4. On the other hand, it is submitted by learned Additional Public Prosecutor that the petitioner intentionally absented from learned trial court in order to delay the proceedings, so the present bail application is liable to be dismissed.

5. I have heard rival contentions of learned counsel for petitioners as well as of learned Additional Public Prosecutor for State and have perused the record.

6. Record has been perused. Accused was shown to be on bail. Report from the concerned Jail has been called as per which, accused has been coming in custody since 19.05.2024 whereas he has been inadvertently mentioned on bail. Record also shows that accused/applicant in the present matter had earlier been on interim bail by the Court of Sh. Jaswinder Singh, the then Ld. Judge Special Court, Gurdaspur vide order dated 18.04.2020, however, he absented himself from the proceedings of the Court on 04.11.2023 on which date, he was summoned through non bailable warrants. When his presence could not be procured through non bailable warrants. Thereafter, petitioner was produced in the court on 18.05.2024 and since then he is coming in custody. Accused applicant has been booked in the present case just for the recovery of 222 intoxicant capsules containing active salt of **“Tramadol Hydrochloride”** just

143.634 grams. He must have learnt a lesson for remaining absent from the Court. The disposal of trial shall take sufficient long time and no purpose would be served by keeping the petitioner behind the bars for indefinite period. As such, present application is hereby allowed and petitioner is admitted to regular bail on his furnishing bail bonds in the sum of Rs.50,000/- with one surety in the like amount before the trial Court/Duty Magistrate, subject to the following conditions:-

- i. That he will appear in the court on each and every date of hearing;
- ii. That he will not leave the country without prior permission of the Court;
- iii. That he will not make any threat, promise or inducement to any person conversant with the facts of the case to dissuade him/her from disclosing the truth to the Court or police;

Record of present bail application be attached with main file.

Pronounced
Dated:-06/08/2024.
Gurpreet Singh, Stenographer-II

(Parminder Singh Rai)
Addl. Sessions Judge,
Gurdaspur(UID No. PB00175)

Present: Sh. Navinder Singh Thakur, Advocate, counsel for
petitioner.
Shri Vikram Kashyap, Ld. Additional P. P for State

Judicial record perused. Arguments heard. Vide my
separate detailed order of even date, bail application has been
allowed, subject to the detail mentioned therein. Record of present
bail application be attached with main file.

Pronounced
Dated:-06/08/2024.
Gurpreet Singh, Stenographer-II

(Parminder Singh Rai)
Addl. Sessions Judge,
Gurdaspur(UID No. PB00175)