

**In the Court of Shri Darbari Lal, Additional Sessions
Judge, Amritsar. UID No.PB0087**

Bail application No. : 4558
 CNR Number : PBAS01-010539-2021.
 Date of Institution : 16.8.2021.
 Date of Order : 13.10.2021.

State Vs. Karanbir Singh @ Karan son of Kuldip Singh, resident of Gillan Diyan Behakan, Kohali, P.S. Lopoke, District Amritsar.

.....Accused/applicant.

FIR No.90 dated 9.9.2019
 Under Section 307 of Indian Penal Code,
 Sections 21 and 29 of NDPS Act and
 Sections 25 and 27 of Arms Act.
 P.S. STF, Amritsar.

Ist bail application under Section 439 Criminal Procedure Code.

Present: Sh.Aman Mahajan Advocate, counsel for applicant-accused.
 Sh.Sandeep Sharma, Addl.PP for the State.

ORDER

1. Present bail application has been moved on behalf of accused-applicant under section 439 of Criminal Procedure Code in case FIR No.90 dated 9.9.2019, under Section 307 of Indian Penal Code, Sections 21 and 29 of NDPS Act and Sections 25 and 27 of Arms Act registered with Police Station STF, Amritsar.
2. Notice of the bail application was issued to the prosecution and Shri Sandeep Sharma Addl. P.P. for the State has appeared on behalf of State.
3. I have heard arguments of the learned counsel for the

accused-applicant and the learned Addl. PP for the State.

4. The learned counsel for the accused-applicant contended that the accused-applicant is innocent and has been falsely implicated in this case. He has been arrested in this case on 9.9.2019 and since then, he is in custody. No doubt, challan in this case has already been presented but conclusion of trial will take considerable long time. No useful purpose would be served to keep the accused-applicant behind the bar for unlimited period. He lastly prayed that accused-applicant may kindly be released on bail.

5. On the other hand, learned Addl. PP for the State strongly opposed the bail application of the accused-applicant and prayed for dismissal of the same.

6. Having heard both sides, I have gone through the record. Perusal of the file reveals that the present case has been registered against the accused-applicant alongwith his co-accused on the basis of secret information received by SI Anokh Singh that Karanbir Singh @ Karan son of Kuldip Singh and Shamsher Singh Shera son of Balwinder Singh are in the habit of selling heroin and they have formed a gang. If, Naka is laid at Amritsar road, then they can be apprehended red handed. Then, a Naka was laid. In the meantime, accused Karanbir Singh and Shamsher Singh came on a motor-cycle. Karanbir Singh gave fire shot injury from .32 bore revolver which hit to Constable Gursewak Singh. The alleged recovery effected from the possession of the accused-applicant is 1 Kg. of Heroin. More than 250 grams Heroin falls under the ambit of

commercial quantity. Since, the alleged recovery effected from the possession of the accused-applicant falls under the ambit of commercial quantity, so, this Court is of the considered view that the accused-applicant is not entitled for bail. Moreover, the accused-applicant fired shot from .32 bore revolver which hit to Constable Gursewak Singh.

7. As such, the instant bail application filed by the accused-applicant is hereby dismissed. Police record be returned forthwith. Bail application file be attached with the main file pending in this court.

Pronounced in the open Court
13.10.2021

Rakesh Kumar
(Stenographer Gr.I)

(Darbari Lal),
Additional Sessions Judge,
Amritsar.
(UID no.PB0087)

State Vs. Karanbir Singh

BA No.4558/2021

Present: Sh.Aman Mahajan Advocate, counsel for applicant-accused.
Sh.Sandeep Sharma, Addl.PP for the State.

Police record received and perused. Main file put up by the Ahlmad of this court which is perused. Arguments heard. Vide my separate order of even date, present bail application is dismissed. Police record be returned forthwith. Bail application file be attached with the main file pending in this court.

Pronounced in the open Court
13.10.2021

Rakesh Kumar
(Stenographer Gr.I)

(Darbari Lal),
Additional Sessions Judge,
Amritsar.
(UID no.PB0087)

