

**IN THE COURT OF EKTA UPPAL, ADDITIONAL SESSIONS JUDGE-
CUM-JUDGE, SPECIAL COURT, PATHANKOT (UID NO.PB00301)**

B.A. No.243 of 2026
CNR No.PBPO010007712026
Date of Institution:12.02.2026
Date of Decision:19.02.2026

Vineet@ Chandu aged about 23 years son of Malkiat Kumar, resident of 370, Ward No.29, New Shastri Nagar, Pathankot.

Versus

State of Punjab.

FIR No.128 dated 11.09.2025.
U/Ss 21-61-85 of NDPS Act and
Section 29 of NDPS Act.
Police Station :Division No.1,
Pathankot.

Present: Sh. Vishal Kohli Advocate counsel for applicant/ accused
Vineet@ Chandu.
Sh. Aman Sharma, learned Addl. PP for the State.

ORDER :

1. Heard on the pre-arrest bail application filed by applicant/accused Vineet@ Chandu under Section 482 of BNSS, 2023.
2. Saning unnecessary details, briefly stating the averments of the applicants/above The version of applicant/accused is that his name has been nominated in the present FIR due to the CASO and PRAHAR operation. The applicant/accused has not committed any offence. Co-accused Sumit and Sourav have been released on anticipatory bail by this learned Court. The applicant/accused is apprehending his illegal arrest at the hands of the police without any offence, hence the present pre-arrest bail application.

3. To counter the version of applicant, the learned Addl. PP for the State has relied upon the prosecution version in the FIR and police record.

4. Perused. Perusal of the file shows that as per prosecution version, the present FIR was lodged by name against co-accused Sumit and Sourav, from whom 8/8 grams heroine each was recovered from the envelope thrown by them. The alleged quantity recovered from the co-accused is non-commercial quantity and small quantity is 5 gms. On the basis of disclosure statement of co-accused Sumit and Sourav vide GD No.27 dated 12.09.2025 co-accused Joyal and applicant/accused Vineet alias Chandu have been nominated in the present case on the ground that they sell the contraband to accused Sumit and Sourav. The FIR is dated 11.09.2025, recovery is already effected from the above accused namely Sumit and Sourav on spot. FSL report is yet awaited. Learned defence counsel placed on record copies of the bail orders dated 21.01.2026 and 17.02.2026 in FIR No.130 of 12.09.2025 , PS Division No.1, Pathankot, FIR No.127 of 11.09.2025, PS Division No.1, Pathankot wherein also accused/applicant was nominated under Section 29 of the Act. He has been admitted to anticipatory bail in the FIR No.127. The allegations are similar upon him that he sell the contraband. However, the same is matter of evidence. Nothing is to be recovered from the present applicant/accused.

5. In the above circumstance, no grounds are made out for custodial interrogation of the applicant/accused, keeping in view the nature of the offence and role attributed to the applicant/accused, suffice the yardsticks of exercising the discretionary power of anticipatory bail. Hence, in the above circumstances, this Court deems it fit to grant the concession of pre-arrest bail to the applicant/accused. Learned counsel for the applicant/accused has assured that he will fully co-operate the Investigating Agency. As such, the accused/applicant is directed to join the investigation within 7 days from today and in the event of his arrest, he be released on bail on furnishing of bail bonds in the sum of Rs.50,000/- with one surety in

the like amount each as per the satisfaction of the investigating/arresting officer subject to the following conditions:

- i) that he shall join the investigation as and when required by the police;
- ii) that he shall not interfere in the investigation;
- iii) that he shall not leave India without prior permission of the trial court;
- iv) that he shall not directly or indirectly make any inducement, threat or promise to any person acquainted with facts of the case so as to dissuade him from disclosing such facts to the court or to any police officer or tamper with the evidence.
- v) The furnishing of above bonds shall be deemed acceptance that once the trial begins, the applicant shall not, in any manner, try to delay the proceedings, and undertakes to appear before the concerned Court and to attend the trial on each date, unless exempted. In case of an appeal, on these very bonds, the applicant also promises to appear before the higher Court in terms of Section 481 of BNSS.
- vi) The accused as well as surety shall submit atleast two of the following documents at the time of furnishing the bonds:
 - (a) Passport,
 - (b) Pan Card Copy,
 - (c) Bank Passbook,
 - (d) Credit Card with photograph,
 - (e) Ration card,
 - (f) Electricity bill,
 - (g) Landline telephone bill,
 - (h) Voter ID Card issued by the Election Commission of India,
 - (i) Property Tax Register,
 - (j) Aadhaar Card.
- vii) The accused as well as surety shall inform the police authorities as well as court about the change of his/her residential address, if any.

6. Bail application is allowed accordingly. The bail application of applicant is allowed only for the offences as mentioned in the FIR and this order will have no bearing for any future added

offence, if any. Nor it will have any effect on the merits of the case. The police file be returned and bail application file be consigned to Record Room.

Pronounced in open Court:

Dated :19.02.2026

Bikram Chugh/JW

**Ekta Uppal,
Additional Sessions Judge-cum-
Judge, Special Court,
Pathankot.UID/PB0301**