

Present:Sh.Vishal Sharma, Advocate for applicant/accused.
Ms.Taranvir Kaur, Additional Public Prosecutor for the State.

ORDER:

Record produced.

2. Heard on the bail application filed by applicant/accused Rajinder Singh @ Harjinder Singh under Section 439 Cr.P.C. in case FIR No.8, dated 10.02.2020, under Section 21, 29 of NDPS Act, PS, Balachaur.

3. Learned counsel for the applicant/accused has vehemently argued that applicant/accused is innocent and he has been falsely implicated in the present case due to enmity and political rivalry. He has also argued that the applicant/accused is in custody since 10.02.2020 and is no more required for any further investigation. He has further argued that alleged recovery has already been effected in this case. He has further argued that presentation of challan and conclusion of trial may take some time and lastly, prayer to grant bail to the applicant/accused has been made.

4. These contentions have been rebutted by learned Additional Public Prosecutor for the State contending that 15 grams of Heroin was recovered from the polythene envelope, which was kept in right pocket of pant worn by applicant/accused. Lastly, a prayer for dismissal of the bail application has been made by him.

5. I have considered the rival contentions raised by learned counsel for the applicant/accused and learned Additional Public Prosecutor for the State and have also perused the record.

6. As per prosecution story, 15 grams of Heroin was recovered from the polythene envelope, which was kept in right pocket of pant worn by applicant/accused. Admittedly, said quantity falls under non-commercial quantity. The applicant/accused is in custody since 10.02.2020. Presentation of challan and conclusion of trial may take some time. No useful purpose would be served by keeping the applicant/accused further behind bars. Accordingly, without commenting on the merit of the case, bail application filed by applicant/accused is allowed. Applicant/accused Rajinder Singh @ Harjinder Singh is ordered to be released on bail on furnishing bail bonds to the satisfaction of learned Area Magistrate, who will transmit the bonds after acceptance the same. Record be returned. Bail application file be attached with the remand papers, which are fixed for 04.04.2020.

Pronounced.
Dated:17.03.2020.

-Vinay-

Randhir Verma,
Judge (Special Court),
Shaheed Bhagat Singh Nagar.
(UID No.PB-0165)