

State Vs Prince Kumar

FIR No.19 dated 01.03.2025
Under Section 21 (a) NDPS Act
Police Station Gidderbaha

Present: Sh. Mohit Garg, Advocate for the applicant/accused
Prince Kumar.
Sh. Rajesh Kumar, Ld. APP for the State.

ASI Baldev Singh investigating officer suffered a statement that he is investigating officer of the present case. Arrest of the accused Prince Kumar has not been stayed by any court. No offence has been added or deleted in the present FIR. No bail application of accused is pending before Hon'ble High Court as well as before Hon'ble Sessions Court. The present bail application is the second bail application of the accused Prince Kumar. The accused was arrested on 07.04.2026.

Arguments on bail application, heard. Ld. APP for the State did not opt to file the reply of the application, but he orally contested the same. Ld. counsel for the accused/applicant Prince Kumar submitted that the accused/applicant was absent from the proceedings on 21.01.2026 as he has gone out of State to earn his livelihood and he fails to inform his counsel. The absence of the accused was not intentional but due to the fact. He is innocent and has not committed any offence. He has been falsely implicated in the present case. Respectables of the area are ready to stand surety of the accused/applicant. Now the accused has learnt lesson from his mistake. Therefore the accused may kindly be released on bail. The accused is undertake to comply with all the conditions imposed by this court.

Per contra, Ld. APP for the State vehemently opposed the averments of the application and submissions so made by the Ld. counsel for the accused/applicant and submitted that accused/applicant is not entitled to the relief of bail because he has violated the conditions of bail. In last, prayed for dismissal of the application.

Case file has been minutely perused and perusal of the same

reveals that accused/applicant Prince Kumar was absent from the proceedings on 21.01.2026 and his bail order, bail bonds and surety bonds were cancelled. Thereafter he was arrested on 07.04.2026. This court is of the view that the accused cannot kept behind bars for indefinite period. This court is of the view that now the accused will have learnt lesson from his mistake. Challan has already been presented. No useful purpose is going to be served by detaining the accused/applicant Prince Kumar behind the bars for an indefinite period. Moreover, bail is rule and jail is exception. Therefore, accused/applicant Prince Kumar is admitted to bail on furnishing bail bonds for a sum of Rs.50,000/- with one surety of the like amount, subject to the conditions as following:

1. That he will not leave the country without permission of the court.
2. That he will not temper with the prosecution evidence.
3. That he will not give any threat directly or indirectly to any witness involved in the present case.
4. That he will appear in the court on each and every date of hearing.
5. That the accused will not commit the offence of same nature during the pendency of trial.

It is made clear that any observation made during disposal of the bail application would not be effect the merits of the case. Accused is directed to remain careful in future. Bail bonds and surety bonds not furnished. Papers be tagged with main file.

Date of Order
17.04.2026

(Munsih)
(Stenographer – II

(Taranjeet Singh Simra)
UID Code:- PB-0417
SDJM/Gidderbaha.