

State versus Ninder Singh

Present: Sh.H.S.Khara,Adv.counsel for applicant.
Sh.Amarjit Syal,Addl.PP for the State.

1. Applicant Ninder Singh @ Babba has moved application seeking his release on interim bail on the ground that his father is lying seriously ill and there is no one to look after him as his mother had already expired on 27.9.2017 and wife of applicant being a lady is unable to take care of father of applicant due to curfew imposed in the country due to pandemic of Covid-19. Applicant has sought interim bail for the period from 1.5.2020 to 31.7.2020.

2. Perusal of the file reveals that applicant was initially released on interim bail when report of Chemical Examiner had not been received but on receipt of the report of Chemical Examiner, his bail application was declined vide order dated 6.2.2019. As per the version of prosecution, 145 strips of Clavidol-SR100 i.e. 1450 tablets and 50 strips of Tansiwin containing 10 tablets each i.e. 500 tablets were recovered from applicant Ninder Singh @ Babba whereas his co-accused Jaspreet Singh @ Jassi was found carrying 200 strips of Clavidol 100 SR tablets. Salt Tramadol Hydrochloride was found contained in Clavidol-100 SR tablets with average weight of the tablet being 351.306 mg and salt Alprazolam was detected in Tensiwin-0.50 tablets with average weight of each tablet being 63.140 mg per tablets. The weight of tablet Clavidol 100 SR which contained salt Tramadol Hydrochloride and recovered from Jaspreet Singh @ Jassi was 803.840 mg/tab. As the recovery effected from the applicant fell within the commercial quantity, the bail application of applicant was declined.

3. So, keeping in view the heavy recovery of tablets effected from applicant and finding that this bail application also did not fall within the ambit of letter of Member Secretary, Punjab, Legal Services Authority, SAS Nagar (Punjab) dated 27.03.2020 and subsequent instructions dated 2.5.2020 received from the Member Secretary, Punjab, Legal Services Authority, SAS Nagar (Punjab), I find no ground to release the applicant on interim bail due to the illness of his father and the pandemic of Covid-19. As such, the application for release on bail filed by applicant stands declined. Bail application be tagged with the main trial.

**Pronounced:
Dt.08.05.2020.**

Kulwinder Singh,
Stenographer-II

**(Sanjeeta),
Judge, Special Court,
Bathinda(UID:PB0177).**