

**IN THE COURT OF MS. SMRITI DHIR
JUDGE SPECIAL COURT, SANGRUR (UID No.PB518)**

**Registration No.BA/11/2020.
CNR No. PBSG01-000025-2020
Decided on: 10.01.2020**

Mandeep Singh @ Manpreet Singh aged about 29 years son of Bahadur Singh resident of near Anaj Mandi Sherpur, Tehsil Dhuri, District Sangrur.

.....Accused/Applicant.

Versus.

State

...Respondent

FIR No. 87 dated 17.07.2019.
Under Section 27/29 of NDPS Act
Later on added offence under Section 21 of ND&PS Act.
P.S. Sherpur.

Application under Section 438 Cr.P.C.

Present: Sh. A.S.Rajput, Advocate, counsel for the applicant.
Sh.Hussan Bansal, Addl. PP for the State.

ORDER:

1. Vide this order I shall dispose off pre-arrest bail application filed by the applicant Mandeep Singh @ Manpreet Singh in the above noted FIR.
2. Notice of the bail application was issued to the State through ld. Addl. PP and record of the case has been requisitioned.
3. The Ld. Counsel for the applicant stated that he has been

falsely implicated in the present case and he has no concern or connection with the present offence. He has argued that the applicant has been released on regular bail under Section 27, 29 of ND&PS Act by the lower Court vide order dated 01.08.2019 but later on after receiving of FSL report, offence under Section 21 of the ND&PS Act has been added. The recovery has already been effected. On the said grounds, prayer was made for allowing the bail application.

4. On the contrary, the Ld. Addl.PP for the State has contested the bail.

5. As per the prosecution version on 17.07.2019 when ASI Balwinder Singh alongwith his police party was present in the grain Market, Sherpur in connection with patrolling duty and checking of bad elements then he apprehended the accused red handed in the arena of grain market when he was consuming intoxicant liquid with the help of syringe of injection..

6. Perusal of the FSL report shows that Diacetylmorphine (heroin) has been found present in the extracts obtained from the contents of the parcel NO.1 and 2. Since there is no new set of facts and on the same facts earlier the Court of Ld. JMIC, Dhuri has granted the bail to the applicant. In view of the above facts and circumstances the present bail application is allowed and the present applicant is directed to surrender before the ld. Trial Court before 20.01.2020 and in the eventuality of his arrest, the applicant shall be admitted to interim bail, to its satisfaction, subject to the conditions under Section 438 (2) Cr.P.C.

Anything stated herein-before will not be construed as opinion on the merits of the case.

Record be returned. Bail papers be consigned to record room.

Pronounced in open Court on 10.01.2020. Smriti Dhir
Kulwant Singh Stenographer-1. Judge Special Court
Sangrur(UID No.PB0518.)

