

PBFD010024712026



Presented on : 18-04-2026
Registered on : 18-04-2026
Decided on : 24-04-2026
Duration : 0 years, 0 months, 6 days

Surjit Singh @ Ganji Vs. State**CIS No: BA/1013/2026**

Present: Sh. B.R. Watts advocate counsel for applicant/accused.
Sh. Pankaj Taneja Id. APP for the State.

First Bail Application u/s 483 of BNSS, 2023**ORDER**

1. Heard on the 1st bail application filed on behalf of the applicant(s)/accused **u/s 483 of BNSS for interim bail, in case/FIR no. 72 dt. 17.03.2026 u/s 22(b) of N.D.P.S Act, PS Sadar Faridkot**, whereby, it is submitted that no offence is made out against the accused/ applicant. Nothing is to be recovered from the accused/ applicant. False case has been registered against the accused/ applicant. The accused/ petitioner is quite innocent and has nothing to do with the alleged offence. Accordingly request is made for allowing the present bail application.

2. Upon notice, Id. APP put in appearance on behalf of the State. Although, no reply is sought to be filed by the Id. APP, to the present bail application, but the same is hotly contested by the Id. APP and prayer is made for dismissal of the present bail application. Further ASI Karamjit Singh no. 429/ FDK PS Sadar Faridkot appeared and suffered statement in the court today to the following effect :-

“..... in this FIR, this is first bail application filed on behalf of the present applicants)/accused. No other bail application filed on behalf of the present applicants)/accused is pending before the Hon'ble High Court or before any other Court of competent jurisdiction.

In the present case there is one accused namely 1. Surjit Singh alias Ganji son of Jasvir Singh @ Jagga (arrested on 17.03.2026) and from his possession, 30 loose intoxicant tablets were recovered. FSL report in the present case has not been received till date.

Except present FIR, 01 other FIR no. 269 dated 25.11.2025 u/s 21-B/61/85 of NDPS Act, PS Sadar Faridkot has been registered against the present accused / applicant.”

3. Brief facts of the present case as emanating from the record are that the

applicant(s)/accused was/were found in possession of contraband as detailed in para no.2 above, without any valid permit or license. The applicant/ accused is in custody since 17.03.2026. Chemical report has yet not been received. Recovery has already been effected. Receipt of chemical report, investigation and resultant trial, if any, is likely to take considerable time and no useful purpose will be served by detaining the applicant/accused behind the bars, particularly in view of orders passed in ***CRM No. M-13140, 14461 and 20282 of 2012 and CRM No.M-1379 of 2013 case titled as "Inderjit Singh @ Laddi etc., Vs State of Punjab"*** while placing reliance upon the citations of law by Hon'ble Supreme Court of India titled as ***"Sukhwant Singh Vs. State of Punjab, (2009) 7 SCC 539"*** and ***"Deepak Bajaj Vs. State of Maharashtra, (2008) 16 SCC 14"*** has categorically observed that Article 21 of the Constitution of India protects the life and liberty of every person. The reputation of a person is his valuable asset and is a facet of his right under Article 21 of the Constitution. The Court hearing on regular bail application has got an inherent power to grant interim bail pending the final disposal of the bail application. The Presiding Officer of a Special Court dealing with NDPS cases wherever the need is felt and where the matter is being unnecessarily delayed may grant interim bail till the receipt of the FSL report. Chemical report is not likely to be placed on record by the prosecution in the near future. An unnecessarily delay has been caused to place on record the chemical report. As such, pending receipt of chemical report, the accused-applicant is admitted to interim bail till the receipt of Chemical Examiner report or challan,

4. Accordingly, keeping in view all the facts of the present case, the present bail application is hereby partly allowed and interim regular bail is hereby granted to the accused and s/he is ordered to be released on interim regular bail till the receipt of report of chemical Examiner, on his/her furnishing personal bonds in the sum of Rs.60,000/- with one surety in the like amount, to the satisfaction of Id. Illaqa/Area/Duty Magistrate, subject to the conditions that s/he/they shall appear in the court on each and every date of hearing; s/he/they shall not leave the country without prior permission of the Court; s/he/they shall not influence the investigation and s/he/they shall also surrender his/her/their passport in the court of Id. Illaqa/Area/Duty Magistrate and if s/he/they do/does not possess any passport, then an affidavit in this respect be furnished by him/her/them or by his/her/their near relative. Applicant(s) /accused shall not indulge in any criminal activity and shall not commit offence of similar nature again, failing which the bail order granted herein shall be liable to be cancelled on the application made by the prosecution in this regard. The Id. Illaqa/Area/Duty Magistrate shall forward the bail bonds, so accepted

and attested alongwith all the documents, to this court. Ahlmad of this court is also directed to send a soft copy of this order by email to the applicant(s)/accused through the Jail Superintendent. The Jail Superintendent shall enter the date of grant of interim bail in the e-prisons software (or any other software which is being used by the prison department). If the applicant(s)/accused is not released within a period of seven days from the date of this order, it shall be duty of the Jail Superintendent to inform the Secretary, District Legal Services Authority, Faridkot, who shall depute a paralegal volunteer or Jail Visiting Advocate to interact with the applicant(s)/accused/prisoner and assist him/her/them in all possible ways for his/her/their release. If the applicant(s)/accused is/are unable to furnish bonds or fulfill the conditions of bail with a period of seven days thereafter, the Secretary, District Legal Services Authority, Faridkot, with a view to find out the economic condition of the accused may take the help of Probation Officers or Paralegal Volunteers to prepare a report on the socioeconomic conditions of the inmate to be placed before this Court with a request to relax the conditions of bail. If this order remains non-complied for one month from the date of this order, Ahlmad is directed to put up the matter again before the undersigned. Police record be returned, immediately.

5. It is made clear that if on receipt of report of chemical Examiner, quantity so recovered is found to be commercial in nature, this order would automatically cease to operate and accused shall be bound to surrender in the Court and s/he will be taken into custody without any further intimation or order of cancellation of the interim bail order passed herein and then the accused will be at liberty to peruse the present regular bail further or to file fresh regular bail application in accordance with law. Bail application file/papers be attached with the FIR/Challan.

Pronounced in Open Court:
Dated:24.04.2026
Madhu Bala

(Krishan Kant Jain)
JSC/Addl. Sessions Judge,
Faridkot/(UID:PB0163)