

PBTT01004651-2025



**IN THE COURT OF AMANDEEP KAUR CHAHAL (UID No. PB0248)
ADDITIONAL SESSIONS JUDGE, TARN TARAN**

BA 2303 of 2025
Decided on: 8.7.2025

Abhishek Singh aged about 23 years son of Satnam Singh s/o Inder Singh, r/o village Dhand, PS Sarai Amanat Khan, Tehsil & District Tarn Taran.

..... Applicant

Versus

State of Punjab

FIR No. 54 dated 3.6.2025

Under section: 21-B/61/85 NDPS Act

Police Station: Sarai Amanat Khan.

(First bail application under section 483 of BNSS)

Present: - Sh.A.S Dhillon, Adv. Counsel for the accused/applicant
Sh. Sandeep Kumar, APP for the State

ORDER

1 This order shall dispose of regular bail application filed by the applicant/accused in case FIR no.54 of 3.6.2025, under Sections 21-B/61/85 NDPS Act, P.S.Sarai Amanat Khan.

2. Notice of the bail application was issued to the State and police record was requisitioned.

3. Report of investigating officer alongwith the Additional Public Prosecutor about pendency of or of any former adjudication of bail application before or by any Court under the provisions of BNSS and the result thereof was called upon. It was reported that except the present FIR, one other FIR has

been registered against the applicant/accused and no any application relating to this case has been decided or pending in any other court of competent jurisdiction. Statement of ASI Gursahib Singh in this regard also recorded separately. Such a declaration is also contained in the bail application.

4. Ahlmad had also reported that according to the information available in the CIS system, no other bail application relating to this case is pending or decided by any Court.

ABSTRACT OF PROSECUTION STORY:

5. Brief facts of the case are that on 3.6.2025, ASI Gursahib Singh along with his fellow police officials in connection of patrolling and in search of bad elements were going from police station towards village Lahian, Cheema Khurd, etc. When the police party reached at bridge drain village Lahian, then from the side of village Lahian, one cut surd person was seen coming on foot who on seeing the police party became perplexed and started walking fast backwards immediately. He threw something in the bushes on the road which he was carrying in his hand. He was signaled to stop and the said person was apprehended by the IO with the help of other police officials. On inquiry, he disclosed his name as Abhishek Singh son of Satnam Singh son of Inder Singh r/o village Dhand, PS Sarai Amanat Khan. Then IO asked about the thrown packet, accused told that it contained heroin.

All the necessary formalities were fulfilled. On checking of the said polythene packet, heroin was recovered. On weighing the said heroin, it came to be 06gm. The recovered heroin was put into plastic box and converted into a parcel which was sealed by IO with his seal GS and sample seal was also

prepared separately. Other necessary official formalities were done. On the basis of this, the present FIR was lodged.

6. Learned counsel for the accused/applicant argued that applicant/accused is innocent and has been falsely implicated in the present case. The applicant/accused is in judicial custody since 3.6.2025. Nothing has been recovered from the possession of applicant/accused. No offence has been committed by the applicant/accused. The conclusion of trial will take a long time and no useful purpose will be served by detaining him behind the bars. The applicant/accused has further contended that he would not tamper with the prosecution evidence and will not abscond from the trial court and would appear on each and every date of hearing and shall not misuse the concession of bail and will abide by all the terms and conditions as laid down under Section 483 BNSS or as imposed by the court and finally, it has been prayed that the applicant/accused may be granted bail.

7. On the other hand, learned APP for the State has strongly opposed the regular bail application on the grounds that total 06gm heroin was recovered from accused. The allegations are serious. As such, the regular bail application may kindly be dismissed.

8. I have heard learned counsel for the accused/applicant and learned APP for the State and perused the record. The recovery so effected from accused is non-commercial in nature. Present applicant is in judicial custody since 3.6.2025. Presentation of challan and conclusion of trial is likely to take some time. As such, in the light of the peculiar circumstances, the court is of the opinion that no ground is made out to warrant further detention of the

accused in custody. Hence, the applicant-accused is ordered to be released on bail on his furnishing bail bonds in the sum of Rs.50,000/- with one surety of the like amount to the satisfaction of Illaqa/Duty Magistrate/Trial Court subject to the following conditions:

1. That he shall attend the Court on each and every date of hearing
2. That he shall not commit an offence similar to the offence of which he is accused, or suspected, of the commission of which he is suspected;
3. That he shall not directly or indirectly make an inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer or tamper with the evidence; and
4. That he shall not leave the country without prior permission of Court.

Bail Papers be attached with the remand papers/challan pending, if any, or be consigned to the record room.

Pronounced in open court
on:8.7.2025

Poonam (JW)

Amandeep Kaur Chahal
Additional Sessions Judge
Tarn Taran/UID-PB0248

Present: - Sh.A.S Dhillon, Adv. Counsel for the accused/applicant
Sh. Sandeep Kumar, APP for the State

Arguments heard. Vide my separate detailed order of even date, the present bail application stands **ALLOWED**. Bail Papers be attached with the remand papers/challan pending, if any, or be consigned to the record room.

Pronounced in open court
on:8.7.2025

Poonam (JW)

Amandeep Kaur Chahal
Additional Sessions Judge
Tarn Taran/UID-PB0248