

I.A. no. 3-2026 in SC no. 85-2025
Customs Vs Gurpreet Singh
File no. VIII(AP) (10) P&I/5468-B/Arrival/2025

07.05.2026

File taken up today on an application of bail moved on behalf of the applicant/accused Gurpreet Singh.

Present: Sh. P.C. Aggarwal, Ld. SPP for Customs along with Sh. Roushan Kumar Advocate.
Sh. Vaibhav Chhabra and Sh. Rahul Bhatia, Ld. Counsel for accused.
Sh. Suneet Kumar Pathak, Ld. Counsel for accused through V/C.

This is an application under Section 483 BNSS for grant of bail moved on behalf of applicant/accused Gurpreet Singh.

Reply to the bail application filed. Copy supplied.

Arguments heard.

It is stated by Ld. Counsel for applicant/accused that applicant/accused is innocent and falsely implicated in this case and in JC since 30.10.2025. It is further stated that alleged recovery is of 3894.5 grams Ganja and same does not attract bar under section 37 NDPS Act. It is further stated that nothing has been recovered from the possession of the accused or at instance and recovery is planted one. It is further stated that the investigation qua the present applicant/accused is complete and no fruitful purpose would be served keeping the accused in JC. It is further stated that there is no chance of his absconding or tampering with the evidence. It is further stated that applicant has clear antecedents and is not a flight risk. It is further stated

that the accused shall abide by all the conditions imposed by the court. It is prayed that applicant/accused be granted bail.

Ld. SPP for the customs has opposed the bail application vide his reply dated 07.05.2026. It is submitted that the accused was apprehended at IGI Airport and 3893 grams of Narcotics drugs i.e. Ganja was recovered from the possession of the accused. It is further stated that presumption under section 35 and 54 NDPS Act is against the accused. Ld. SPP for the Customs has relied on *(1) Heera Lal Vs State 2003 (2) CC Cases (DHC) 170; (2) Nagrey Ally Kombo Vs NCB dated 24.11.2020 (3) Madan Lamba Vs NCB dated 16.08.2021; (4) Achint Navinbhai Patel Vs State of Gujarat & Anr (2002) 10 SCC 529* and prayed that bail application be dismissed.

Submissions heard. Considered.

The applicant/accused Gurpreet Singh is in custody since 30.10.2025. Chargesheet in the present case has been filed. The applicant/accused was apprehended with 3893 grams of **Ganja** which is intermediate quantity. Conclusion of trial is not likely to take place very soon and no useful purpose shall be served by keeping the applicant/accused in judicial custody. Co-accused Karanjeet Singh has already been granted bail vide order dated 23.04.2026.

Considering the overall facts and circumstances, the period of incarceration of the applicant/accused and the fact that there is no requirement of further custody of applicant/accused,

applicant/accused **Gurpreet Singh** is admitted to bail on his furnishing personal bond in the sum of Rs.50,000/- with one surety of the like amount.

The bail is granted subject to the following conditions:

1. The applicant/accused shall not directly or indirectly in any manner contact, influence or threaten the witnesses;
2. The applicant/accused shall not leave country without prior permission of the court;
3. The applicant/accused shall not tamper with evidence of the case in any manner.
4. The applicant/accused shall not commit similar offence, failing which State shall be entitled for cancellation of bail.

Customs is directed to release the jamatalasi/personal belongings to the applicant/accused except passport within 10 days from the release of the accused from custody. Objection, if any be filed within 10 days from the date of order.

Put up on date already fixed i.e. **28.07.2026**.

Copy of the order be sent to accused through Jail Superintendent concerned. Copy of order be also given dasti to the parties.

(MANU GOEL KHARB)
SPECIAL JUDGE(NDPS)-02
DWARKA COURTS, NEW DELHI
07.05.2026