

**IN THE COURT OF SH. SANDEEP SINGH JOSSAN
(PB0150)**

JUDGE SPECIAL COURT, HOSHIARPUR

B.A. No. 2084/2021

CNR No. PBHO010056142021

Decided on: 02.9.2021

State of Punjab

Versus

Deepak Kumar @ Depu aged 26 years, s/o Prem Singh, resident of village Beh Chuhar, Kamahi Devi, Tehsil Mukerian, District Hoshiarpur.

FIR No. 79, dated 29.7.2021,
U/s 22-61-85 NDPS Act,
P.S. Hajipur, District Hoshiarpur.

Present: Sh.Gursagar Singh, cl for the accused.
Addl. PP for the State.

ORDER

1. This order of mine shall disposed of application filed by the petitioner for grant of interim bail in case F.I.R. No. 79, dated 29.7.2021, U/s 22-61-85 NDPS Act, P.S. Hajipur, District Hoshiarpur.

2. Learned counsel for the accused submitted that accused/ applicant has been falsely implicated in the present case. The alleged recovery has already been affected and he is no more required for further investigation. However, no article or contraband has been recovered from the personal search of the applicant.

3. I have heard learned counsel for the accused, learned Addl. Public Prosecutor for the State and have gone through the file carefully.

As per FIR in question, accused was found in conscious possession of 22 gram intoxicant powder. The nature of recovery can be

ascertained only after receiving the report of Chemical Examiner. The accused is in custody since 29.7.2021. As such, keeping in view the period of custody, the grounds mentioned in the bail application and the fact that the report of Chemical Examiner is yet to be received, the accused is granted interim bail till the date of receiving Chemical report on furnishing his bail bond in the sum of Rs.50,000/- with one surety in the like amount. It is made clear that in case, on receiving chemical report, the quantity recovered from the possession of the accused is found to be in commercial in nature, then, the bail order passed by this court today, shall stand cancelled automatically and the accused shall be required to surrender in the court. With these observations bail application under reference stands disposed of.

Accused shall not leave India without prior permission of the court; The accused shall continue appearing in Court unless appearance is specifically exempted.

Copy of this order be placed with the remand papers and this file be consigned to the record room.

Pronounced:
02.9.2021

Sandeep Singh Jossan
PB0150
JSC/ Hoshiarpur.

*typed by Mukesh Chander,
Stenographer Gr-I*