

**IN THE COURT OF RANJEEV PAL SINGH CHEEMA,
JUDGE, SPECIAL COURT; GURDASPUR**

CIS No: BA-3756-2025
CNR No: PBGD01-008173-2025
Date of Decision: 30.07.2025

Deepak son of Raj Kumar r/o village Harchowal, Tehsil Batala, District
Gurdaspur.

.....Applicant/Accused

Versus

State of Punjab

.....Respondent.

FIR No. 95 dated 03.06.2025
Under Section 22, 27-A, 29-61-85 of NDPS Act and Section
111 of BNS
Police Station:- Shri Hargobindpur

**First Bail Application under Section 483 of The Bharatiya
Nagarik Suraksha Sanhita (BNSS)**

Present: Sh. Shehbaj Singh, Advocate, Id. Counsel for applicant/
accused Deepak.
Sh. Tejinder Pal, Ld. Additional P. P for State.

ORDER

1. This order of mine shall dispose off bail application under the provision of Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 filed by applicant/accused in case FIR No. 95 dated 03.06.2025, registered under Section 22,27-A, 29 of NDPS Act, at Police Station Shri Hargobindpur.
2. Upon notice, learned Additional P.P. put in appearance and contested the bail application. Police record was also requisitioned and perused.
3. The brief facts of the prosecution case are that on 03.06.2025, the police party of P.S. Shri Hargobindpur apprehended applicant/accused Deepak @ Kalu on the basis of suspicion and from his conscious possession, 110 intoxicant tablets without label along with drug money of Rs.3200/- were recovered and during investigation, Deepak @ Kalu disclosed that he has brought the intoxicant tablets from Daniel @ Kalu and Baljit Singh @ Beena. Thereafter, present FIR was registered under Section 22, 27-A and 29 of NDPS Act and Section 111 of BNS.

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Applicant/accused Deepak was arrested at the spot. Accused Baljit Singh @ Beena and Daniel @ Kalu are yet to be arrested.

4. Sh. Shehbaj Singh, Advocate appearing on behalf of applicant/accused submitted that applicant/accused is innocent and has been falsely implicated in this case. Applicant/accused was arrested in this case on 03.06.2025 and since then he is behind bars. Nothing was recovered from the applicant/accused and alleged recovery is planted upon the applicant/accused. Presentation of the challan is likely to take some time and it will take sufficient long time for the trial to conclude and no useful purpose will be served by detaining the applicant/accused behind bars for indefinite period. Lastly, it is prayed that applicant/accused be released on regular bail till the decision of the case.

5. On the other hand, learned Additional P. P. opposed the bail application and prayed for dismissal of the same. ASI Balbir Singh No.2492/BTL Police Station Shri Hargobindpur came present along with record and suffered statement that Deepak @ Kalu was apprehended on 03.06.2025 by the police party of P.S. Shri Hargobindpur and from his conscious possession 110 loose intoxicant tablets along with Rs.3200/- drug money was recovered. FIR under Section 22, 27-A, 29 of NDPS Act and Section 111 of BNS was registered against Deepak @ Kalu, Beena and Danial. Accused Deepak @ Kalu was arrested at the spot. Accused Daniel @ Kalu and Dr. Bina have joined into investigation. No other bail application of applicant/accused Deepak @ Kalu is pending in any other Court in this FIR and except the offence mentioned in the FIR, no offence has been added or deleted in the present FIR. Applicant/accused is involved in five cases of NDPS Act. FSL report is yet to be received. At present investigation in this case is pending qua Sections 22, 27-A and 29 of NDPS Act and Section 111 of BNS. Till date no bank transactions or any other mode of payment by accused Deepak @ Kalu has found during investigation.

6. I have heard the arguments of learned counsel for applicant/accused as well as of learned Additional Public Prosecutor and

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have gone through the record.

7. Perusal of the police record as well as statement of ASI Balbir Singh shows that applicant/accused Deepak @ Kalu was apprehended in this case on 03.06.2025 and 110 loose intoxicant tablets along with drug money of Rs.3200/- have been recovered from the conscious possession of applicant/accused. Learned Additional Public Prosecutor hotly opposed the bail application on the ground that five other cases under NDPS Act are pending against applicant/accused and applicant/accused is very dangerous for the public at large. Though, learned counsel for the applicant/accused argued that sufficient time has spent the applicant/accused behind bars, but at the same time, it cannot be ignored that applicant/accused Deepak @ Kalu is apparently repeating the offences under NDPS Act. Investigation is pending on material facts and accordingly, applicant/accused is not entitled for bail at this stage. In view of the above discussion, the instant bail application is dismissed being without merits. Police record be returned and bail application file file be tagged with remand papers.

Pronounced
30.07.2025.
Rajeev Gupta, Stenographer-1

(Ranjeev Pal Singh Cheema),
Judge, Special Court,
Gurdaspur(UID No. PB0294)

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