

**IN THE COURT OF PREM KUMAR VACATION/DUTY JUDGE,
TARN TARAN.
UID NO. PB0451**

**Bail Application no. 1854 of 2025
Date of Order : 18.06.2025**

Gurpartap Singh @ Gurpreet Singh @ Gopi @ Jharu aged about 32 years
s/o Dalbir Singh r/o village Kairon, Tehsil Patti, District Tarn Taran.

.....Accused/petitioner.

Versus

State

(First Bail application under Section 483 of BNSS)

-0-0-

**FIR No. 44 dated 08.04.2025
Under Section: 21(b)/29/61/85 of NDPS Act.
Police Station : City, Patti**

-0-0-

Present : Mr. APS Saggu Advocate, counsel for the
applicant/accused.
Shri Gaurav Dewan Additional Public Prosecutor
for the State.

O R D E R

*File put up before me being Duty Judge as Ld. Presiding
Officer is availing summer vacation from 08.06.2025 till 30.06.2025.*

1. This order shall decide the application for bail under
Section 483 of Bharatiya Nagarik Suraksha Sanhita (hereinafter referred to
as B.N.S.S) filed on behalf of the applicant/accused Gurpartap Singh in case
FIR No. **44 dated 08.04.2025, Under Section:21(b)/29/61/85 of NDPS Act,**
Police Station : City, Patti

2. Notice of the bail application was issued to the State and record was requisitioned. Sh. Sandeep Kumar, APP for the state appeared on behalf of the State. Police record produced.

3 Ld. APP for the State namely Sh. Gaurav Dewan argued that from the conscious possession of co-accused, the recovery is mere 07 grams of Heroin. Further argued that on the basis of disclosure statement of co-accused, the applicant/accused was nominated in the present FIR. Further argued that he does not deserve the concession of bail and prayer for dismissal as the act and conduct of the applicant affects the public at large.

4 On the other hand, Ld. Counsel for accused/applicant Mr. APS Saggu, Adv argued that the applicant- accused is innocent person and has been falsely implicated in the present case and his name is not mentioned in the FIR. Nothing has been recovered from his possession at the time of his arrest. Moreover, the alleged recovery is non commercial. The presentation of challan will take long time. The applicant/accused is in custody since 02.05.2025 and prayed for acceptance the same.

5 Heard. Record perused.

6 As per record, the alleged recovery is 07 grams from co-accused and on the basis of the disclosure statement of co-accused, accused/applicant was nominated in the present FIR under section 29 of NDPS Act and at the time of arrest, from the possession of co-accused, 07 grams of Heroin was recovered. As per ASI Ranjit Singh, two more FIRs have been registered against the applicant/accused under NDPS Act. In the

considering opinion of this Court that the present recovery is non commercial. The challan is yet to be presented in the court. The accused/applicant is in custody since 02.05.2025. Under these circumstances, no lawful justification is made out to keep the accused behind the bar for indefinite period and the presentation of challan and conclusion of trial will take long time. So without commenting anything on the merits of the case, bail application is accepted and accused is ordered to be released on bail by furnishing of bail bonds of Rs. 50,000/- with one surety of the like amount 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.*

Police record be returned back. Bail bonds and surety bonds not furnished. File be sent back to the concerned Court for consignment.

Pronounced in open Court
Dated: 18.06.2025

Prem Kumar
Additional Sessions
Judge/Vacation/Duty Judge,
Tarn Taran/UID-PB0451

Typed by Aman (Steno)

