

CNR No. PBASA10010332024



Case No. BA/191/2024

Presented on : 27-05-2024

Registered on : 27-05-2024

Decided on : 29-05-2024

State Vs. Dheer Singh @ Bobby Mama

FIR No.39/2024

U/s 21/61/85 NDPS Act

PS Raja Sansi

Present: Sh.Rupinder Singh Sandhu Advocate Counsel for
applicant/accused.
Sh. Amandeep Singh, Id. APP for the State.

ORDER:

Heard on the bail application of applicant/accused Dheer Singh @ Bobby Mama. It is averred in the application that the applicant is innocent person and has been falsely implicated in the above said case by police. The alleged recovery has been affected in this case and nothing is to be recovered from the applicant. No useful purpose will be served by detaining the applicant behind the bars. The completion of the investigation as well as trial is yet to take a long time. The applicant undertakes to appear in the above said case regularly, if he is released on bail. The applicant undertakes not to likely abscond in the above said case, if he is released on bail. The applicant will abide by all the terms and conditions imposed by this Court. This is first regular bail application of the applicant and at present no such bail application of the applicant is pending in the Hon'ble Sessions Court or in the Hon'ble Punjab and Haryana High Court, Chandigarh. So, prayed to allow the bail application.

2. Instead of filing reply to the application, Id.APP for the State, orally stated that the accused/applicant is not entitled to concession of bail as the allegations levelled against the accused are serious in nature. So, prayed to dismiss the bail application of accused-applicant. However, ASI Davinderpal Singh suffered a statement separately to the effect that no any bail application is pending in any court of law and no offence added except U/s 21/61/85 NDPS Act in this case.

3. This Court has gone through the averments of the application as well as material available on record. This Court has also heard the arguments of ld. counsel for the accused and ld. APP for the State and has further gone through the legal proposition which are required to be taken into consideration for the just decision of the present application.

4. Perusal of FIR shows that on 14.05.2024, 4.50 grams heroin was recovered from the possession of the accused. The accused was arrested and case was registered against the accused Dheer Singh @ Bobby Mama.

5. Perusal of papers shows that the accused/applicant is in custody since 15.05.2024 in the present FIR. Undisputedly, recovery of heroin in question has already been effected from the possession of accused. He is no more wanted by the police for further interrogation or investigation. As such, no useful purpose would be served by keeping the accused behind bars. Hence, the accused-applicant is ordered to be released on bail on furnishing bail bonds in the sum of Rs.60,000/- with one surety in the like amount with the condition that the accused shall not temper with the evidence and shall not leave the country without prior permission of the Court. Bail bonds and surety bonds not furnished. Now to come up on date already fixed i.e. 30.05.2024.

Announced in open court.
Dt. 29.05.2024.
Chetan St Gr:II

(Manpreet Kaur), PCS
Sub Divisional Judicial Magistrate,
UID No:PB0367/Ajnala.