

PBTT010003792026



IN THE COURT OF PREM KUMAR, ADDITIONAL SESSIONS
JUDGE, TARNTARAN, UID NO. PB0451

Bail Application no. 178 of 2026
Date of Order : 20.01.2026

Shivkaran @ Shiv aged about 22 years s/o Roshan Lal r/o village Algon
Kalan, Valtoha District Tarn Taran.

.....Accused/petitioner.

Versus

State

(First Bail application under Section 483 of BNSS)

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FIR No. 160 dated 08.12.2025
Under Section: 21(b)/61/85 of NDPS
Police Station : Valtoha, Tarn Taran.

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Present : Sh. A.S Khehra, Adv counsel for the
 applicant/accused.
 Shri Ravinder Singh, Addl. Public Prosecutor
 for the State.

ORDER

1. This order of mine shall dispose of 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.

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

3. Ld. APP for the State namely Sh. Ravinder Singh argued that from the conscious possession of applicant/accused, the recovery is mere 08 grams of Heroin. He is a habitual person. As per ASI, no other case is pending/registered against the accused/applicant till date. 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 Sh. A.S Khehra, Adv argued that the applicant-accused is innocent person and has been falsely implicated in the present case. 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 08.12.2025 and prayed for acceptance the same.

5 Heard. Record perused. As per FIR, the recovery against the applicant is mere 8 grams of Heroin and as per ASI, no other case is pending/registered against the accused/applicant till date. The challan is yet to be presented in the Court. The recovery effected from possession the accused/applicant is non commercial. The accused/applicant is in custody since 08.12.2025. 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.*
5. *That he will not misuse the concession of bail during the pendency of the present FIR and in case, he will indulge in any other case under NDPS, the state will avail the right to cancellation proceedings of the present bail application in future.*

Police record be returned back. Bail bonds and surety bonds not furnished. File be attached with the main record or be consigned to the record room.

Pronounced in open Court
Dated: 20.01.2026

Prem Kumar
Additional Session
Judge/, Tarn Taran
UID-PB0451

Typed by Aman (Steno)