

State Vs. Surjit Kumar @ Jeeti

C.Gen. No. BA/17834/2018
CNR No. PBLD010280962018
Date of order: 4.1.2019

FIR No.355 of 28.11.2018
u/s 22 of NDPS Act
P.S Division No.7, Ludhiana.

Present: Sh. H.S.Bir, Advocate,
for applicant/accused Surjit Kumar @ Jeeti.
Sh.B.D.Gupta, Addl. PP for respondent-
State.

ORDER:

Police file not presented. However, remand papers of this case are put up by the Ahlmad. Same are perused. Heard on this application for regular bail under section 439 Cr.P.C filed by accused/ applicant in the abovesaid FIR.

2. Version of prosecution in nutshell is that on 28.11.2018, in the area of Police Station Division No.7, Ludhiana, applicant/accused allegedly was found in possession of 5 grams heroin without any permit or licence. On the basis of such recovery of heroin, FIR against applicant was registered.

3. Ld. Counsel for applicant/accused argued that latter has been falsely implicated in this case. Nothing was recovered from him. Otherwise also, as per Investigating

Agency, the alleged recovery has already been effected. He is in custody since 28.11.2018 and is not required for any investigation purposes now. Presentation of challan and then its disposal will take considerable time and, therefore, applicant may be admitted to regular bail.

4. Ld. Addl. PP opposed the prayer submitting that keeping in view the nature of allegations and recovery of heroin, the application may be dismissed.

5. Perusal of police file reveals that applicant/accused was arrested on 28.11.2018 while was allegedly possessing 5 grams heroin. He is in custody since then. No purpose would be served by detaining him behind bars, for indefinite period, as presentation of challan and then its disposal will take considerable time. Therefore, without commenting on merits of the case, accused/applicant is admitted to regular bail on his furnishing personal bond in the sum of Rs. 50,000/- with one surety in the like amount.

6. Bail bonds not furnished. Papers be tagged with remand papers.

Pronounced in open court.

4.1.2019

(Rajeev K. Beri),
Judge, Special Court,
Ludhiana (UID No. PB-0149)

Rajinder Pal,
Stenographer-I