

State Vs. Lakhwinder Singh @ Lakha.

Present: Sh. B.L. Sachdeva, Advocate, counsel for applicant.
Sh. Harvinder Singh, Id. Addl.P.P. for the State.

ORDER:

1. Heard. This order will dispose of bail application u/s 439 Cr.P.C. filed by the applicant/accused Lakhwinder Singh @ Lakha in FIR no.84 dated 08.06.2019 u/s 21, 25 of NDPS Act, PS Kotwali, District Bathinda.

2. Upon notice, this bail application was contested by learned APP.

3. Today SI Balkaur Singh has suffered a statement that in this case 50 grams Heroine was recovered from the conscious possession of the accused Lakhwinder Singh @ Lakha and Jaskaran Singh which they were transporting on a motor cycle bearing registration No.RJ-31SD-3125 Bajaj Discover on 08.06.2019. Since then present petitioner Lakhwinder Singh @ Lakha and his co-accused Jaskaran Singh whose is not a petitioner is also in custody.

4. The recovery effected from the accused is of non-commercial quantity. The alleged recovery of Heroin has already been effected in this case, which falls within the ambit of non commercial quantity. The applicant/accused is lingering in custody since 08.06.2019. It will take considerable time for completion of investigation and the presentation of challan and resultant trial, if any. No useful purpose will be served by detaining the applicant/accused behind the bars indefinitely, rather it would be a burden on the State Exchequer. Applicant/accused is no longer required for any purpose. So, without commenting upon the merits of the case, the bail application stands allowed and applicant/accused Lakhwinder Singh @ Lakha is ordered to be released on bail on furnishing of bail bonds in the sum of

Rs.50,000/- with one surety in the like amount to the satisfaction of this Court, subject to the conditions that he shall appear on each and every date of hearing; he shall not leave the country without prior permission of the Court and he shall not induce the prosecution witnesses. He shall surrender his passport in the Court, if he does not possess any passport, then an affidavit in this respect be also furnished by him. Copy of the order be sent to concerned quarter. Police record be returned forthwith. Record of the present bail application along with this order be tagged with the remand papers.

Pronounced in open Court.

Dated: 08.07.2019.

Jatinder Singh, Stenographer

(Amit Thind),
Additional Sessions Judge,
Bathinda.
(UID No.PB-0189)