

**IN THE COURT OF PARMINDER SINGH RAI,
JUDGE, SPECIAL COURT, GURDASPUR**

CIS No: BA/18/2023
CNR No: PBGD01-000051-2023
Date of Decision: 17.01.2023

Punjab Singh son of Chain Singh, r/o Mohalla Partap Bazar, Gali No. 2, Partap Mill, Chheharta, Police Commissionerate, District Amritsar.

.....Petitioner.

Vs.

State of Punjab

.....Respondent

FIR No.158 dated 23.12.2022
Under Section 21(b) NDPS Act
Police Station:- Sadar, Gurdaspur

Bail application under Section 439 Cr.P.C.

Present: Sh. Manoj Loomba, Advocate, counsel for
petitioner
Sh. Kiran Kumar, Ld. Addl. P.P for the State.

ORDER

1. Present petition has been filed by petitioner seeking regular bail under Section 439 of Cr.P.C. for the alleged commission of offences as mentioned above.
2. Upon notice, learned Additional P. P. put in appearance and contested the bail application. Police record was requisitioned and perused.
3. As per the case of the prosecution, on 23.12.2022 in the area of Civil Hospital, Babri G.T. Road, Gurdaspur, two young persons was seen by police party coming on motorcycle during

patrolling duty. They were apprehended on suspicion. The driver of motorcycle disclosed his name as Punjab Singh whereas pillion rider disclosed his name Gurjant Singh. On checking, 70 grams heroin was recovered from Gurjant Singh. They were arrested and since then applicant is in custody.

4. I have heard the arguments of learned counsel for petitioner as well as of learned Additional Public Prosecutor and perused the record.

5. Petitioner is in custody since 23.12.2022 for the alleged recovery of 70 grams heroin. Above quantity of heroin falls in the category of non commercial quantity. Conclusion of investigation and presentation of challan will take sufficient long time. No purpose would be served by keeping the petitioner behind bars for indefinite period, as such, present application is hereby allowed and petitioner is admitted to regular bail on his furnishing bail bonds in the sum of Rs.50,000/- with one surety in the like amount, in the Court of learned Illaqa/Duty Magistrate to his/her satisfaction and subject to the following conditions:-

- i. That he shall not hinder the ongoing investigation;
- ii. That he shall not leave the country without prior permission of the Court;
- iii. That he shall not make any threat, promise or inducement to any person conversant with the facts of the case to dissuade him/her from disclosing the truth to the Court or police;

Copy of this order be attached with remand papers. Bail bonds be sent back to Special Court, after furnishing the same by

applicant within 5 days immediately. Record of bail application be
consigned to the record room.

Pronounced
Dated:-17/01/2023.
Gurpreet Singh, Stenographer-II

(Parminder Singh Rai)
Judge, Special Court,
Gurdaspur (UID No. PB0175)

Present: Sh. Manoj Loomba, Advocate, counsel for
petitioner
Sh. Kiran Kumar, Ld. Addl. P.P for the State.

Police record produced. Arguments heard. Vide my
separate detailed order of even date, petitioner has been admitted to
regular bail on his furnishing bail bonds in the sum of ₹ 50,000/-,
subject to the conditions referred therein. Copy of this order be
attached with remand papers. Record of bail application be consigned
to the record room.

Pronounced
Dated:-17/01/2023.
Gurpreet Singh, Stenographer-II

(Parminder Singh Rai)
Judge, Special Court,
Gurdaspur (UID No. PB0175)