

**In the Court of Rajnish Garg,
Judge, Special Court, Jalandhar.**
(UID No.PB-00088)

BA No. : 1754-2024
CNR No. : PBJL01005488-2024
Decided on : 19.04.2024

Karanjit Singh alias Billa aged about 23 years son of Balwinder Singh resident of Gali No.2, Village Reru, Police Station Division No.8, Jalandhar.

...Applicant/accused.

Versus

State of Punjab

...Respondent.

...
FIR No.51 dated 13.03.2024.
Under Section 21/61/85 of NDPS Act.
Police Station Division No.8, Jalandhar.

...

(First application for bail under Section 439 of Cr.P.C.)

...

Present: Sh.Vinay Sharma Adv,counsel for applicant/accused.
Ms.Zeba Khalid, Addl.PP for the State.

ORDER:

1. Present bail application has been filed on behalf of applicant/accused Karanjit Singh alias Billa under Section 439 Cr.P.C for grant of regular bail in the aforesaid FIR.
2. Notice of the bail application was given to the State and

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Police record produced.

3. The brief facts of the prosecution case necessary for deciding the present bail application are that on 12.03.2024, when police party headed by ASI Amandeep Singh was going from Lamma Pind Chownk towards Jandhu Singha Road, in connection with patrolling and checking of bad elements, a secret informer informed ASI Amandeep Singh that Karanjit Singh alias Billa (applicant/accused), who was indulged in selling narcotic substance, was present at Chara Mandi in his car bearing registration No.PB-08-EH-3063 and was carrying heavy quantity of Heroin with him. If a raid be conducted, applicant/accused alongwith Heroin could be apprehended. Relying the said information, raid was conducted at the disclosed place. On seeing the police party, applicant/accused after throwing one transparent polythene bag, tried to run away from the spot. But he was apprehended by the police party. Thereupon ruqa was sent to the Police Station and present case was registered. After some time, SI Jagdish Lal alongwith his team reached at the spot. During search of polythene bag thrown by applicant/accused on seeing the police party, 50 grams heroin was recovered. Applicant/accused could not show any permit or license for possessing the same. Accordingly, applicant/accused was arrested on 13.03.2024 and since then, he is in custody. Hence the present bail application.

4. I have heard learned counsel for applicant/accused, learned Addl.PP for the State and have carefully perused the record with their able

assistance.

5. As per the case of prosecution, 50 grams heroin was recovered from the polythene bag thrown by applicant/accused on seeing the police party, without any permit or license. The contraband recovered from applicant/accused is non-commercial quantity. Otherwise also, applicant/accused is in custody for the last more than one month as he was arrested in this case on 13.03.2024. Alleged recovery has already been affected from applicant/accused. Guilt or innocence of applicant would be determined during trial, which would take sufficient long time. No useful purpose would be served by keeping the applicant/accused in custody for indefinite period.

6. Accordingly, applicant/accused is ordered to be released on bail on furnishing his personal bonds with one surety in the like amount to the satisfaction of learned Illaqa/Duty Magistrate subject to the conditions that applicant/accused will appear in Court on each and every date of hearing, will not leave the country without prior permission of the Court and will not influence the prosecution witnesses. Bail application stands allowed accordingly. Copy of this order be sent to the learned Illaqa/Duty Magistrate. Bail/surety bonds after attestation be sent to this Court within 10 days.

7. Further as per directions issued by Hon'ble Supreme Court of India in SMWP (Criminal) No.4/2021, intimation of this bail order be sent to concerned Superintendent, Jail authorities, where

applicant/accused is lodged, through email for providing information to applicant/accused.

8. Police file be returned. Bail application file be attached with the remand papers of this case.

Pronounced in open Court.

Dt: 19.04.2024.

Munish, JW

(Rajnish Garg)
Judge Special Court, Jalandhar.
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