

State vs. Surinder Singh BA 176-18

FIR no. 10 dated 12.01.2018

Under section 15 NDPS Act

Police station City Rupnagar

District Rupnagar

Application for Regular bail

Present: Sh. AL Verma Adv for the applicant/accused Surinder
Singh

Sh. Ravi Sareen Addl. PP for the state.

Order:-

The present bail application has been moved by the applicant Surinder Singh through his counsel for the grant of bail in the above mentioned FIR. This is his first bail application for grant of regular bail.

2. Upon notice, the prosecution did not file reply to the same, though orally opposed it.

3. I have heard the Ld. counsel for applicant/accused as well as Ld. Addl. PP for the State and gone through the police record carefully.

4. The present FIR was registered against Surinder Singh under Section 15 NDPS Act wherein it was mentioned that applicant/accused was found in possession of 5kg 100 gms Poppy Husk. The alleged recovery of 5kg 100 gms Poppy Husk do not fall in the category of 'commercial quantity'. Keeping in view the fact that the applicant is in custody since long and nothing is to be recovered from him, therefore, this Court is of the considered opinion that accused is entitled to bail. Hence, applicant/accused is ordered to be

enlarged on bail on furnishing bail bonds in the sum of Rs. 80,000/- with one surety in the like amount, to the satisfaction of Ld. Ilqa/Duty Magistrate, subject to the conditions that

1. the accused shall appear on each and every date of hearing;
2. Shall not tamper with the prosecution evidence;
3. Shall not leave India without the prior permission of the Court.

The present application accordingly, stands allowed. Copy of this order be sent to the concerned Ilqa Magistrate for necessary information and compliance. Police record is ordered to be returned and papers of bail application be consigned to the record room.

Announced in Open Court:

14.02.2018

**Manisha Jain (UID NO. PB0158)
Addl. Sessions Judge,
Rupnagar**

**Jasjeet Singh
Stenographer Grade-III**