

**IN THE COURT OF SHRI VIKRANT KUMAR,
JUDGE, SPECIAL COURT,
MOGA (UID No.PB00213).**

CNR No.PBMO010043982021

CIS Filing No.BA/1743/2021.

Date of order : 26.08.2021.

State Versus Sukhwinder Singh @ Kaka son of Sewa Singh,
son of Kapoor Singh, resident of M.P. Basti,
Lande Ke, Police Station City Moga, District
Moga.

----Applicant-accused

FIR No.95 dated 25.06.2021.

Under Sections : 15 of NDPS Act.

Police Station : City Moga.

Bail application under Section 439 Cr.P.C.

Present :- Shri Kuldeep Sahni, Additional Public Prosecutor for State.
Shri Amarjit Singh Brar, Advocate for applicant-accused
Gurpreet Singh.

ORDER

The brief facts of the case, which require consideration for disposal of the present bail application are that present FIR has been lodged on the ground that on 25.06.2021, ASI Sahib Singh apprehended accused-applicant Sukhwinder Singh @ Kaka. During nakabandi, applicant-accused was found travelling in white colored Indica car bearing No.PB-28/C-1006 loaded with two plastic bags weighing twenty six kilograms each i.e. total 52 kilograms of poppy husk, without any permit or license. Applicant-accused has been arrested at the spot. Hence, present bail application.

2. I have heard the learned counsel for the applicant-accused as well as learned Additional Public Prosecutor for the State.
3. Present FIR was lodged against applicant-accused Sukhwinder

Singh @ Kaka son of Sewa Singh. From possession of applicant-accused, 52 kilograms of poppy husk had been recovered. Thus, said recovery is covered under commercial quantity and attracts rigors of Section 37 of NDPS Act. Accordingly, considering heinousness of offence, no ground is made-out to grant bail to the accused-applicant, therefore, bail application is dismissed. Papers be tagged with remand papers.

Pronounced.

Dated :- 26.08.2021.

Jagjit Singh Panesar, Stenographer-I

(Vikrant Kumar)
Judge, Special Court,
Moga (UID No.PB00213)