

**In the court of Sardar Harjeet Singh, Judge, Special Court,  
Moga. (UID No.PB0131)**

CIS No.BA/168/2025  
CNR No.PBMO01000396025  
Date of Order:- 29.01.2025

State of Punjab

Versus

Dilpreet Singh alias Peeti son of Veerbhan Singh resident of VPO Nangal,  
now residing at Ransih Road, Near Pirkhana, Nihal Singh Wala, District  
Moga.

....Accused/Applicant

FIR No.262 dated 25.12.2024,  
Under Section :- 21/61/85 of NDPS Act,  
Police Station :- Nihal Singh Wala

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Bail Application under Section 483 BNSS

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Present :- Shri Amandeep Singh Adiwala, Additional Public Prosecutor for the  
State  
Shri Kuldeep Singh Sidhu, Advocate for accused/applicant.

**ORDER**

Vide this order, I intend to dispose of bail application under  
Section 483 BNSS filed by applicant/accused in the FIR mentioned above.

Police record was summoned and received.

Learned counsel for accused/applicant has argued that accused/  
applicant has been falsely implicated in the case in hand. The applicant/  
accused is in judicial custody since 25.12.2024. Alleged recovery of 25 grams  
heroin shown to be effected from accused/applicant does not fall under  
commercial quantity. Presentation of challan and completion of trial will take  
long time and prayed that applicant/accused be released on bail.

On the other hand, learned Additional Public Prosecutor for the State submitted that case has been registered on the basis of true facts. As per prosecution, 25 grams of heroin had been recovered from accused/applicant . Thus, it is not a fit case where concession of bail can be granted to the accused/applicant. Lastly, he prayed for dismissal of the bail application

I have considered the submissions of learned counsel for the accused/applicant and learned Additional Public Prosecutor for the State.

Perusal of record shows that present FIR was registered by the police on the allegations that on 25.12.2024, the police party headed by SI Kewal Singh on Government vehicle were going in the area of PS Nihal Singh wala in connection with patrolling and in search of suspected persons. When police party had entered from Four crossing Ransih Khurd Patto Road Gate No.1, then one clean shaven person, on seeing the police party ran away inside the said grain market and while running, he had thrown a polythene bag on the road , after taking out the same from right pocket of jacket worn by him, but he was apprehended on the basis of suspicion. On asking, said person disclosed his name as Dilpreet Singh alias Petti son of Veerbhan alias Manu resident of Nangal now resident of Ransih Kala Road, Near Pirkhana Dishe Di Colony, Nihal Singh Wala. SI Kewal Singh told about his rank and posting and he was offered about his search and accused gave his consent for his search to SI Kewal Singh. Then the said polythene bag was checked and upon checking of envelope thrown by accused, 25 grams of heroin was recovered. Ruqa was sent to Police Station through PHG Buta Singh, on the basis of which, FIR was registered.

The alleged recovery of 25 grams heroin effected from the conspicuous

accused does not fall under commercial quantity. Applicant/accused is in custody since 25.12.2024. Presentation of challan and completion of trial will take a lot of time. No useful purpose would be served by detaining applicant/accused behind bars for an indefinite period. The culpability of applicant/accused shall be gauged during the course of trial. Without much commenting upon merits of the case, bail application is allowed and applicant/accused is ordered to be released on bail on furnishing his personal bonds in the sum of Rs.45,000/- with one surety in the like amount with following conditions :-

- (i) that applicant shall not leave the country without prior permission of the Court;
- (ii) that he shall appear in each and every date of hearing;
- (iii) that he shall not tamper with the prosecution evidence or shall not threat any prosecution witness.

Papers be attached with relevant record.

Pronounced.  
29.01.2025.  
*(Gagandeep, Stenographer-II)*

(Harjeet Singh)  
Judge, Special Court,  
Moga. ***(UID No.PB0131)***

Present :- Shri Amandeep Singh Adiwali, Additional Public Prosecutor for the  
State  
Shri Kuldeep Singh Sidhu, Advocate for accused/applicant.

Police record received. Arguments heard. Vide my separate order of  
even date, present bail application stands allowed. Police record be returned  
back forthwith. Papers be attached with relevant record.

Pronounced.  
29.01.2025.  
*(Gagandeep, Stenographer-II)*

(Harjeet Singh)  
Judge, Special Court,  
Moga. *(UID No.PB0131)*