

**IN THE COURT OF MS SURINDER PAL KAUR,
JUDGE, SPECIAL COURT, PATIALA**

CIS No.BA/2328/2024
CNR No. PBPT01-007052-2024
Date of Institution : 17.07.2024
Decided on : 22.07.2024

Ravi aged about 27 years son of Soni Singh, resident of Ward No.8, Near Grain Market, Bhadson, Ram Singh Nau, Tehsil Nabha and District Patiala.

... Applicant-accused
Versus

State of Punjab

... Respondent

FIR no. 31 dated 20.03.2024
Under Section 21, 61, 85 NDPS Act
Police Station Bhadson, District Patiala.

Bail Application under Section 483 B.N.S.S.

Present: Sh.Harish Ahuja, advocate, counsel for the accused-applicant
Sh.Ganesh Chand, Addl. PP for the State

ORDER

Applicant-accused has sought regular bail in FIR no. 31 dated 20.03.2024 Under Section 21, 61, 85 NDPS Act Police Station Bhadson, District Patiala.

2. Notice was given to the State through Addl.PP who appeared and contested the bail application. Police record received.

3. I have heard learned counsel for applicant-accused, learned Addl. PP for the State and perused the record.

4. Learned counsel for applicant-accused submitted that he has

been falsely implicated in this case. The applicant is innocent and has committed no offence. The case was registered against the applicant due to enmity with police officials. No recovery was effected from the possession of the applicant. The conclusion of investigation, presentation of challan and its trial is likely to take long time. No purpose would be served by keeping the applicant-accused behind bars for insufficient period. Hence, a prayer is made for the grant of regular bail to applicant-accused.

5. Per Contra, learned Addl.PP for the State has contested the bail application.

6. Heard. A bare perusal of police record reveals that on 19.03.2024 police of PS Bhadson, in the area of village Ward No.8, Anaj Mandi, Bhadson, while they were on patrolling duty in search of bad elements, then they saw one Hindu gentleman standing in the street carrying one polythene and a document. After seeing the police party, he threw the said polythene and the document and ran away from the spot. Thereafter, the police checked the polythene and the document and it was found it to be a PAN Card in the name of Ravi son of Soni Singh. Thereafter, they checked the polythene and from said polythene, Heroin was recovered alongwith one computerized scale. On weighing the same, it was found to be 15 grams of Heroin. So, FIR was registered and investigation was initiated. During the investigation, applicant-accused was arrested on 11.06.2024.

7. From the perusal of file it reveals that the FSL report is

already on record which shows that the contents of Diacetylmorphine(Heroin) has been found present in the contents of the parcel. The said quantity of narcotics recovered is 15 gram of Heroin which falls in non- commercial quantity, the same falls in intermediate quantity. The applicant accused is in custody since 11.06.2024. Conclusion of investigation, presentation of challan and thereafter conclusion of trial is likely to take time. No purpose would be served by keeping applicant-accused in custody for indefinite period.

8. The bail application is, thus, allowed and applicant-accused is ordered to be released on bail on her furnishing bail bonds in the sum of Rs. 50,000/- with one surety in the like amount, to the satisfaction of Ilqa/duty Magistrate, subject to the following conditions:

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

Papers be attached with the remand papers/challan file.

Pronounced.

Date of order: 22.07.2024
Bhavik-Stenographer-III

(Surinder Pal Kaur)
Judge Special Court
Patiala. (UID No.PB0089)

Ravi Vs. State of Punjab

CIS No.BA/2328/2024
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Present: Sh.Harish Ahuja, advocate, counsel for the accused-
applicant
Sh.Ganesh Chand, Addl. PP for the State

Police record produced. Arguments heard. Vide my separate
order of even date, the bail application has been allowed. Police record be
returned. Papers be attached with the remand papers/ main challan file.

Pronounced.

Date of order: 22.07.2024
Bhavik-Stenographer-III

(Surinder Pal Kaur)
Judge Special Court
Patiala. (UID No.PB0089)