

IN THE COURT OF SHRI GAGANDEEP SINGH GARG,
JUDGE SPECIAL COURT,
BATHINDA
(UID No.PB00295)

BA 1420 of 2026

State of Punjab	Versus	Jagsir Singh @ Kala son of Bhola Singh, resident of village Naurang, P.S.Kalianwali, District Sirsa (Haryana).
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.....Applicant-accused

FIR No.48 dated 27.2.2026,
Under Section 21(b),27 of Narcotic Drugs
and Psychotropic Substances Act, 1985,
Police Station Raman, District Bathinda.

Bail application under Section 483 of BNSS, 2023.

Present: Sh.S.S.Sandhu, Advocate, counsel for applicant-accused.
Ms.Amandeep Kaur, Additional Public Prosecutor for State.

ORDER

1. The present bail application has been moved under Section 483 BNSS but due to typographical mistake Section 482 BNSS has been mentioned. The same is ordered to be corrected. Reader is directed to make necessary correction in the present bail application.
2. This order of mine shall dispose of the bail application under Section 483 of BNSS filed by the applicant/accused in abovesaid FIR.
3. It is the pleaded case of the applicant that the present application is the first bail application filed by the accused. The application is supported with affidavit of Baljit Kaur, mother of

accused in this regard. It is pleaded that the present FIR has been registered against the applicant-accused and his co-accused on the allegations of alleged recovery of 7 gram of Heroin. It is pleaded that the applicant has been falsely implicated in the present case. The applicant did not commit any such offence. Nothing incriminating has been recovered from the conscious possession of the accused. False recovery has been planted upon the accused which is otherwise non-commercial in nature. The accused is in custody since 27.2.2026. The accused undertakes to appear during the trial and comply with the conditions of bail. Hence the bail application.

4. Notice of the bail application served upon the prosecution. The report has been called from the concerned Police Station. As per the report submitted by Sct.Ramdeep Singh, a recovery of 7 gram Heroin has been effected from the accused. It is reported that the applicant-accused is in custody since 27.2.2026. It is reported that one another FIR has been registered against the applicant-accused, the detail of which has been mentioned in his separate statement. It is reported that the offence under Section 27 of ND&PS Act has been added in present FIR vide DDR No.15 dated 28.2.2026. No other accused has been nominated. The report of FSL has not been received as yet.

5. I have heard the learned APP for the State and the learned counsel for the accused. I have gone through the record of the case.

6. It is argued by the learned counsel for the applicant-accused that the applicant-accused is in custody since 27.2.2026. The alleged recovery has already been effected. The presentation of challan and completion of its trial will take time. It is, therefore, prayed that the accused be granted concession of bail.

7. It is argued by the learned APP for the State that the accused is involved in a serious offence. Therefore, it is prayed that the accused does not merit the concession of bail.

8. As per the facts of the FIR registered against the accused, it is alleged that on 27.2.2026 in the area main road Refinery, Ramsara, the police apprehended three individual sitting in a car bearing registration No.HR25CV-9829 on the basis of suspicion. They revealed their names as Kesar Singh, Jagsir Singh and Harjot Singh. The police recovered a transparent polythene packet containing 7 gram Heroin from them. The same was taken into police possession. The accused were arrested on the spot. The car bearing registration No.HR25CV-9829 was also taken into police possession.

9. The accused-applicant is in custody since 27.2.2026. The recovery falls under the category of “non-commercial quantity”. I am of the considered opinion that the applicant has undergone sufficient period of time in custody. The conclusion of trial is likely to take some time. It is not in the interest of justice to keep the applicant in custody for an indefinite period of time. The question of registration

of another FIR against the accused is a matter of separate adjudication and it has no bearing whatsoever on the outcome of the present bail application at this stage.

10. Accordingly on the basis of findings given above, the application is allowed and the same is disposed of. The accused-applicant is ordered to be released on bail on his furnishing personal bonds in the sum of Rs.50,000/- with one surety in the like amount, subject to the satisfaction of learned Illaqa/Duty Magistrate, subject to the following conditions until the conclusion of trial :-

1. That the applicant shall attend the trial as per the condition of the bail bond,
2. That the applicant shall not commit an offence similar to the offence of which he is accused of,
3. That the applicant shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade them from disclosing such facts to the court or to any police officer, and
4. That the applicant shall not leave India without the previous permission of the Court.

11. Further in terms of law laid down by Hon'ble Supreme Court in **SMWP (Criminal) no.04/2021 dated 31.01.2023**, the following directions are issued:-

1. A soft copy of this bail order be sent to the applicant/prisoner by official email through the Jail Superintendent.
2. Copy of this bail order be also forwarded to the learned Secretary, District Legal Service Authority, Bathinda with a request to ensure

compliance of the directions given by Hon'ble Supreme Court in case the bail bonds are not furnished within the stipulated period.

3. If the bonds are not furnished within 07 days, the matter shall be kept alive and brought to its logical conclusion as per the direction of Hon'ble Supreme Court by way of modification or relaxation of the condition of bail.

12. The bail bonds duly attested be sent back to this Court by the learned Illaqa/Duty Magistrate. Bail application stands disposed of. Papers be attached with the remand papers.

Pronounced in open Court
Dated: 3rd April, 2026

(Suman Bala, Stenographer)

(Gagandeep Singh Garg),
Judge Special Court,
Bathinda/3.4.2026
(UID No. PB00295)