

PBGD010061102019



Presented on : 24-05-2019
Registered on : 24-05-2019
Decided on : 03-06-2019
Duration : 0 years, 0 months, 10 days

**IN THE COURT OF JASWINDER SINGH,
JUDGE, SPECIAL COURT, GURDASPUR(DUTY)**

**Bail Appl. No.207-A/24.05.2019
CIS No.BA/1434/2019
CNR No. PBGD01-006110-2019
Date of Decision: 03/06/2019**

Gurmukh Singh S/o Sucha Singh, R/o village Gurdas Nangal,
P.S.Dhariwal, Tehsil and District Gurdaspur.

.....Petitioner.

Versus

State of Punjab

.....Respondent.

FIR No.42 Dated 10/05/2019
Under Section 22/61/85 of NDPS Act
Police Station:- Dhariwal

First bail application under Section 439 Cr.P.C.

Present: Shri K.K.Malhi, Advocate counsel for petitioner.
Shri H. S. Bajwa, learned Additional P.P. for State.

ORDER

1. Bail application put up before me as Ld. Presiding Officer is
availing summer vacation. This order of mine shall dispose of above

mentioned bail application moved by petitioner under Section 439 Cr.P.C.

2. The case of the prosecution is that on 10/05/2019, at about 10.00 PM, in the area of village Gurdas Nangal, 50 intoxicating capsules without label were recovered from petitioner. Petitioner was arrested and since then he in custody.

3. Upon notice, learned Additional P.P put in appearance and contested the bail application. Police record was requisitioned and perused.

4. Petitioner is in custody since 10/05/2019 for the alleged recovery of 50 intoxicating capsules without label. Report of Chemical Examiner regarding ingredients of above capsules has not been received so far. Till the receipt of report of chemical examiner, it cannot be ascertained whether the capsules allegedly recovered from the petitioner were having any intoxicating substance or not. In view of law laid down in case titled **Inderjeet Singh @ Laddi Vs. State of Punjab-CRM No.M-1379 of 2013, decided on 31.01.2014**, present petitioner is hereby admitted to interim bail till the receipt of report of Chemical Examiner on his furnishing bail bonds in the sum of Rs.50,000/- with one surety in the like amount, subject to the following conditions:-

- i. That he shall not hinder the ongoing investigation;
- ii. That he shall not leave the country without prior permission of the Court;
- iii. That he shall not make any threat, promise or inducement to

any person conversant with the facts of the case to dissuade

him/her from disclosing the truth to the Court or police;

Bonds not furnished. Copy of this order be attached with remand papers with a note in red ink that on receipt of report of chemical examiner, the papers be produced before the learned Presiding Officer for taking further necessary action on the bail of petitioner.

File be sent back to the learned court concerned for consignment.

Pronounced
Dated:03/06/2019.
Rajiv Sharma,Stenographer-I

(Jaswinder Singh)
Judge, Special Court,
Gurdaspur(UID No. PB0516)
(Duty)

BA 1434 2019 Gurmukh Singh Vs State

Present: Shri K.K.Malhi, Advocate counsel for petitioner.
 Shri H. S. Bajwa, learned Additional P.P. for State.

Bail application put up before me as Ld. Presiding Officer is availing summer vacation. Police record produced. Arguments heard. Vide my separate detailed order of even date, petitioner has been admitted to interim bail, subject to the conditions referred therein. Bonds not furnished. Copy of this order be attached with remand papers **with a note in red ink that on receipt of report of chemical examiner, the papers be produced before the learned Presiding Officer for taking further necessary action on the bail of petitioner.** Record of bail application be sent back to the learned court concerned for consignment.

Pronounced
Dated:03/06/2019.
Rajiv Sharma,Stenographer-I

(Jaswinder Singh)
Judge, Special Court,
Gurdaspur(UID No. PB0516)
(Duty)