

IN THE COURT OF KRISHAN KUMAR SINGLA,  
JUDGE, SPECIAL COURT, FAZILKA.  
(UID NO.PB0197)

Case Details

|               |                    |
|---------------|--------------------|
| Case Type     | BA                 |
| Regn. No.     | BA-1439-2025       |
| CNR No.       | PBFZC000-3658-2025 |
| Date of order | 06.06.2025.        |

Amit Kumar son of Ram Ji Lal, resident of village Balluana, Jalalabad (W) Tehsil Jalalabad (W), District Fazilka. (now confined in Modern Jail Faridkot).

...Applicant.

Versus

State of Punjab

...Respondent.

FIR No. 113 dated 07.05.2025,  
U/s. 18 of Narcotic Drugs and Psychotropic  
Substance Act,  
Police Station: Sadar Fazilka.

APPLICATION FOR REGULAR BAIL

Present: Shri Ashok K. Kamboj, Advocate, counsel for applicant.  
Sh. Gurbaj Singh, learned Additional PP for the State.

**ORDER:**

1. This order of mine shall dispose of regular bail application moved by the applicant, Amit Kumar in FIR No. 113 dated 07.05.2025, U/s. 18 of Narcotic Drugs and Psychotropic Substance Act registered at Police Station: Sadar Fazilka.
2. The facts of the present FIR that on 07.05.2025, 180 gram

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opium was recovered from the applicant by the police. On these allegations, the present FIR has been registered.

3. Upon notice, Sh. Gurbaj Singh, learned Additional PP for the State appeared, but he has not filed the reply to the present application and he has orally opposed the present bail application. ASI Beant Singh No. 509/FZK, PS Sadar Fazilka appeared and suffered statement that applicant, Amit Kumar was arrested on 07.05.2025 in FIR No. 113 of 07.05.2025, u/s 18 of NDPS Act, PS Sadar Fazilka and 180 grams opium were recovered. Till date, FSL report has not been received. His custodial interrogation is not required in this case

5 Police record has been produced and perused.

6 I have heard learned counsel for the applicant, learned Additional PP for the State and have gone through the file carefully with their able assistance.

7. Contention of the learned counsel for applicant is that applicant/accused has been falsely implicated. 180 grams opium was recovered from the applicant/accused, which falls under the category of non commercial and in the end a prayer for allowing the bail application has been made.

8. On the other hand learned, Sh. Amandeep Singh, Ld Additional PP for the State contended that 160 grams opium has been recovered from the applicant, so prayed for dismissal of the application has been made.

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9. After hearing the rival contentions of both the parties, this Court is of the opinion that present regular bail application has got merits. The facts of the present FIR are that applicant/accused was arrested by the concerned police on 07.05.2025 as 180 grams of opium was recovered from applicant. Accordingly, accused was taken into custody and necessary formalities were got conducted. Thereafter, the present FIR was lodged. The applicant is in judicial custody since the day of his arrest. The alleged recovery has already been effected. Presentation of challan and thereafter, its conclusion will take sufficient time. Moreover, if the applicant is kept behind the bar then it would be burden on estate exchequer. No purpose would be served by keeping the applicant behind the bars. Moreover, general law of criminal jurisprudence leans towards granting bail than jail. Above all, the alleged recovered contraband falls under the category of intermediate quantity. Therefore, from the above discussion, applicant-accused is ordered to be released on bail on furnishing of bail bonds by him in sum of Rs. 50,000/- with one surety in like amount to the satisfaction of the learned Trial Court/Duty Magistrate, subject to the following conditions:-

1. That, the applicant shall attend the court on every date of hearing.
2. That, the applicant shall not commit an offence similar to the offence of which he is accused.
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 him from disclosing such

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facts to the court or to any police officer and shall not temper with the evidence in the matter.

4. That, the applicant shall not leave the country without prior permission of the court.

10. Application stands disposed of. Ahlmad is directed to send the copy of this order through email forthwith to the concerned Jail, where the applicant is confined. Bail application be consigned to the Record Room.

**Pronounced in the open Court.**

Typed By

(Rajesh Kumar)

(Stenographer Gr. I)

(Direct Dictation)

Dated:-06.06.2025

Sd/-

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