

State versus Jaswinder Singh @ Binder

Present: Sh.Baljeet Singh Dhalla, Advocate for the applicant/ accused.
 Sh.Aseem Goyal, Addl. Public Prosecutor for the State.

ORDER

1) This order of mine shall dispose of regular bail application filed by applicant/ accused in the FIR No.75 dated 20.5.2022 u/s 15(b) of the NDPS Act, PS Sangat, District Bathinda.

2) Sh.Baljeet Singh Dhalla, Learned counsel for the applicant has argued that latter has been falsely implicated in the present case. The applicant/ accused is in custody since 20.5.2022. With these submissions, he has prayed for the grant of concession of regular bail to the accused/ applicant.

3) Per-contra, Learned Additional Public Prosecutor for the State has opposed the bail application and prayed for dismissal of the same.

4) I have heard rival contentions of both the sides and perused the record.

5) As per the FIR, on 20.5.2022, ASI Harbans Singh alongwith police party apprehended the accused/ applicant Jaswinder Singh alongwith his co-accused Jagdish Singh in the area katcha passage leading from village Pathrala to village Jogewala (Haryana) in possession of a plastic sack. Search of the plastic sack led to the recovery of 10 Kgs of poppy husk. Accused could not produce any permit/ licence for keeping the poppy husk in their possession.

6) Applicant/ accused is lingering in custody since 20.05.2022.

The recovery effected from the applicant/ accused falls within the definition of non-commercial quantity. Conclusion of investigation as well as trial is likely to take some long time, so, no useful purpose will be served by keeping the applicant/ accused behind the bars for an indefinite period.

7) Hence, without commenting upon the merits of the case, applicant/ accused is ordered to be released on bail on his furnishing of bail bonds in the sum of Rs.50,000/- with one surety in the like amount subject to the conditions that he shall appear on each and every date of hearing; he shall not leave the country without prior permission of the Court and he shall not induce the prosecution witnesses. The bail application stands, accordingly, allowed. Record of the present bail application be tagged with the connected papers.

Pronounced in the Open Court:
Dt.21.06.2022

(Dinesh Kumar Wadhwa),
Judge, Special Court,
(Vacation Judge),
Bathinda (UID:PB-0445).

Kulwinder Singh,
Stenographer(Grade-II).