

Piara Singh Vs. State of Punjab
BA No.1592 of 2025

FIR No.80 dated 15.05.2025

Under Sections :- 15/29/61/85 of NDPS Act

Police Station: Nihal Singh Wala.

First bail application under Section 483 BNSS.

Present :- Shri Ishan Mittal, Advocate for applicant-accused, namely
Piara Singh
Mrs.Gunwantjit Manesh, learned Additional Public Prosecutor
for the State.

Order :

File-up before me being Vacation Judge as Shri Munesh Arora, learned Additional Sessions Judge, Moga is on summer vacations.

2. This order of mine shall dispose of bail application filed by the accused/applicant Piara Singh under Section 483 BNSS, 2023.

3. Arguments heard. Learned counsel for the applicant/accused has argued that accused-applicant is an innocent and the police has falsely implicated in this case. In fact, no recovery was made from the accused/applicant, who is in custody since 16.05.2025. The accused/applicant has been nominated on the basis of confessional statement of co-accused Jagmeet Singh son of Avtar Singh. Presentation of callan and completion of trial will take long time and no useful purpose would be served by detaining the applicant/accused any more in custody. The applicant undertakes to abide by the conditions, if imposed by this Court and he may kindly be granted concession of bail.

4. On the other hand, learned Additional Public Prosecutor for the State has hotly contested the bail application and has stated that in a case, where the accused/applicant has been nominated under Section 29 NDPS Act, is a case of commercial quantity, so the accused/applicant is not entitled to get concession of bail and his bail application deserves dismissal.

5. This Court has heard the arguments advanced by learned counsel for the applicant, learned Additional Public Prosecutor for the State and perused the record. As per prosecution version, The accused/applicant has

filed instant application under Section 483 of BNSS. As per prosecution version, 20 plastic bags, each weighing 20 kilograms, total 400 kilograms of poppy husk was recovered from co-accused Jagmeet Singh son of Avtar Singh while driving white colored Honda City car without registration number on 15.05.2025. It is a case of commercial quantity. However, no recovery has been effected from the accused/applicant. The accused/applicant has been nominated in the present case under Section 29 NDPS Act on the confessional statement of co-accused Jagmeet Singh. Since from the conscious possession of co-accused, 400 kilograms poppy husk was recovered, which falls under commercial quantity. As such, keeping in view the gravity of offence alleged to have been committed by the applicant/accused and seriousness of the allegations, it is not a fit case where concession of bail can be granted to the accused/applicant. Accordingly, present bail application stands dismissed. File be put-up before the concerned court for consignment purpose.

**Pronounced in open Court,
On 19.06.2025.**

Jagjit Singh Panesar, Stenographer-I

**(Ravi Inder Kaur Sandhu)
Additional Sessions Judge,
(Vacation Judge) Moga.
(UID No.PB00186)**