

**IN THE COURT OF Dr. RANJAN KUMAR KHULLAR,
ADDITIONAL SESSIONS JUDGE, VACATION JUDGE,
BATHINDA (UID PB0215).**

CIS No: BA/2322/2025
Date of Order: 18.06.2025

State of Punjab.
Versus
Gurbhej Singh @ Bheji.

....Petitioner.

FIR No.96 dated 16.05.2025.
Under Sections- 21(b) NDPS Act
PS Sadar, Bathinda

Bail application u/s 483 BNSS, 2023

Present: Sh. Gurjeet Singh Dhillon, Advocate for petitioner.
Sh.Binny Mittal, Addl.PP for the State.

ORDER

1. The first post arrest bail application filed by the petitioner under Section 483 BNSS in the above said case FIR, is considered.
2. Summary of the case of the prosecution is that on 16.05.2025 in the area of P.S. Sadar, Bathinda, applicant-accused along-with non-applicant- accused was found in possession of 20 grams heroin.
3. The case of the petitioner is that he has been falsely implicated in the present case. Nothing was recovered from the petitioner. He is in custody since 16.05.2025. Presentation of challan and conclusion of trial will take its own sufficient time. He is first offender. The bail to co-accused has already been granted. On the other hand, learned APP for the State contested the bail application by submitting that the offence in question is serious one.

4. I have considered the rival submissions.

5. The learned counsel for petitioner has relied upon **Rashid Hussain Thoker Versus State of Punjab**, wherein it is held that, Grant of regular bail in NDPS cases involving non-commercial quantity, considering prolonged custody, delayed trial, and right to speedy trial under Article-21 of the Constitution of India, especially when trial is likely to take considerable time- Rigors of Section-37 of NDPS Act can be diluted in such circumstances.

6. The petitioner has been in custody since 16.05.2025. The presentation of challan and conclusion of trial will take sufficient time. Alleged recovery is non-commercial quantity. It is also not the case of the prosecution that petitioner would influence the witnesses or flee the trial, if released on bail. The petitioner is stated to be first offender.

7. In view of factual circumstances of the case, petitioner is directed to be released on bail on furnishing bail bonds and surety bonds in the sum of Rs.50,000/- to the satisfaction of Illaqa/Duty Magistrate, subject to the conditions under Section 437(3) and 439(2) Cr.P.C.

8. Copy of this order be sent to the quarter concerned. Bail application be attached with the remand papers, if any, otherwise, be consigned to the Record Room.

Pronounced in the open Court.
Date of Order: 18.06.2025
Kulwinder Singh,
Stenographer-II

(Dr. Ranjan Kumar Khullar,) Addl. Sessions Judge/ (Vacation Judge),
Bathinda (UID No.PB0215)