

**IN THE COURT OF SH. BIKRAMJIT SINGH, ADDITIONAL SESSIONS
JUDGE, BARNALA. (UID NO. PB0224)**

BA No.1575-2025

CNR No.PBBR01-004293-2025

Date of Institution : 16.09.2025

Decided on: 13.10.2025

**Arshdeep Singh, alias Arsh, son of Jagmohan Singh, resident of village
Gumti, District Barnala.**

.....Applicant

versus

State of Punjab

.....Respondent

FIR No.378 dated 18.08.2025

U/s 22 of the NDPS Act, 1985

Police Station : City Barnala.

Bail application under Section 483, BNSS, 2023

Present: Sh. Amarinder Singh, Advocate, for the applicant-accused-Arshdeep
Singh, alias Arsh.
Sh. Dilpreet Singh, Addl. PP for the State.

ORDER

This order of mine shall dispose of above mentioned bail application
moved by applicant-accused-Arshdeep Singh, alias Arsh in the above noted case
for grant of regular bail under section 483 of the BNSS, 2023.

2. Notice of bail application was issued to the respondent-State and learned Addl. PP for the State has put in appearance. Record of investigation received and perused.

3. I have heard the learned counsel for the bail applicant, learned Addl. PP for the State and also perused the record.

4. Succinctly stated as per the prosecution version, on dated 18.08.2025, Gurtej Singh ASI, along with fewer other police officials, was present in front of Bus Stand, Barnala for the purpose of patrolling and checking of suspicious persons. It was about 04:30 P. M., Gurtej Singh ASI received a tip-off to the effect that one Arshdeep Singh, alias Arsh is present at Dussehra Ground, Barnala to sell intoxicant tablets. Today also, if he is searched within the area of Dussehra Ground, Barnala instantly, then, he can be apprehended red-handed.

Finding the information reliable, Gurtej Singh ASI sent a ruqa through Sohan Singh PHG to the Police Station City Barnala for the purpose of registration of an FIR under Section 22 of the NDPS Act, 1985 against Arshdeep Singh, alias Arsh. Thereafter, Gurtej Singh ASI, along with a police party, reached Dussehra Ground, Barnala and spotted one person sitting with the wall of Dussehra Ground, Barnala rummaging a polythene bag. The person on seeing the police party got perplexed and tried to ran away. The person was apprehended by the police party. The person upon enquiry identified himself as Arshdeep Singh, alias Arsh (applicant-accused). After complying with mandatory provisions of the NDPS Act, 1985, the search of the polythene bag in the possession of the applicant-accused got conducted, which resulted into

recovery of loose intoxicant tablets, 100 Nos., therefrom. The applicant-accused was arrested into the present case.

A representative sample of the loose intoxicant tablets, allegedly recovered from the possession of the applicant-accused, was sent to the RTFSL, Bathinda, Punjab for chemical analysis purpose. The FSL report stands received. As per FSL report, 'Alprazolam' ingredient was found present in the content of the representative sample. The average weight of the tablets is stated to be 139 mg. per tablet, which would come out to be 13.9 grams (when converted into grams) for the recovered tablets, which falls within the ambit of 'intermediate quantity' under the NDPS Act, 1985.

5. Learned counsel for the applicant-accused has vehemently contended that the applicant-accused is the quite innocent person and has been falsely implicated in this case. Prosecution allegations are false and concocted one. No recovery is to be effected from the applicant-accused even otherwise, the alleged recovery falls within the non-commercial category. The presentation of the challan and the conclusion of trial shall take their own time. No useful purpose is going to be served by detaining the applicant-accused behind bars anymore. The applicant-accused will abide by all the terms and conditions as imposed by this Court. Lastly, a prayer for grant of regular bail to the applicant-accused has thus, been made.

6. On the other hand, learned Addl. PP for the State has opposed the bail application on the ground of seriousness of offence and further submitted that the applicant-accused is not entitled for regular bail. Lastly, prayer has been made for dismissal of the bail application.

7. After giving thoughtful consideration to the rival contention and after going through the record, this court is of the considered view that the instant bail application merit acceptance. As per prosecution allegations, the applicant-accused on dated 18.08.2025 had in his conscious possession loose intoxicant tablets, 100 Nos., as detailed above.

As stated above that as per report of FSL, 'Alprazolam', ingredient was found present in the content of the representative sample. Further, the alleged recovery falls within the category of 'intermediate quantity' under the NDPS Act, 1985. The applicant-accused is in custody since 18.08.2025. The presentation of the challan and the conclusion of the trial shall take their own time. No useful purpose would be served by detaining the applicant-accused behind the bars anymore. The criminal liability of the applicant-accused if any be determined during trial. Therefore, the bail application moved by applicant-accused is allowed and the applicant-accused is ordered to be released on bail on furnishing the bail bonds in the sum of ₹1,00,000/- with one surety in the like amount to the satisfaction of this Ilaqa/duty Magistrate, subject to the conditions:-

- I) That the applicant-accused shall remain present before the court on each and every date of hearing.
- ii) That the applicant-accused shall not leave India without the prior permission of the court.
- Iii) That the applicant-accused shall not influence or intimidate any of the prosecution witnesses in any manner whatsoever.
- iv) That the applicant-accused shall not commit similar offence in future.

8. Record of investigation be returned. Copy of order be forwarded to

the Jail Superintendent. Bail application papers be attached with connected file.

Pronounced in open Court on
13th day of October, 2025.

Gurdit Singh

JW Grade-II

(Bikramjit Singh),
Judge, Special Court,
Barnala.

(UID No.PB0224)