

In the Court of Hardip Singh, Judge, Special Court, Ferozepur

CNR No.PBFZ0100-5155-2024

CIS No. BA/2000 of 2024

Date of Order: 11.09.2024

Anmolpreet Singh @ Anmol @ Mola aged 25 years son of Balwinder Singh, resident of Village Dulla Singh Wala, Police Station Mallanwala, District Ferozepur. (Now confined in Central Jail, Gurdaspur).
... Applicant/Accused.

Versus

State of Punjab.

.....Respondent.

FIR No.16, dated 01.03.2024
U/s 21(c) and 25/29 of NDPS Act
Police Station Kulgarhi.

(Application for interim bail)

Present: Sh. S.S. Jossan, Advocate, counsel for applicant/accused.
Sh. Baljeet Singh Kamboj, Additional Public Prosecutor
for State.

O R D E R

1. Heard on application for interim bail filed by applicant/accused Anmolpreet Singh @ Anmol @ Mola, under Section 483 of BNSS, pertaining to FIR No.16, dated 01.03.2024, under section 21(c)/25/29/61/85 of NDPS Act, Police Station Kulgarhi.
2. Learned counsel for the applicant/accused has argued and contended that this is the first interim bail application of the

applicant/accused. Earlier his regular bail application has been dismissed by this court vide order dated 06.08.2024. It is further contended that wife of applicant/accused has delivered a male child on 02.09.2024 at Sri Guru Ram Dass Charitable Hospital, Shri Amritsar and applicant/accused being father is desirous to meet his newly born child and further to look after his wife as there is no other male member in the family to look after her, since father of the applicant/accused has already expired. Hence, prayer has been made for granting interim bail for one month to the applicant/accused.

3. Notice of bail application was issued to the state and report from concerned police station was called. Today learned Additional Public Prosecutor has appeared on behalf of state and has placed on record report received from Police Station Kulgarhi, wherein the fact regarding birth of male child of applicant/accused has been verified and said report is supported with statement of Pargat Singh father in law of applicant/accused and Charanjit Singh, Nambardar of village Dulla Singh Wala.

4. Learned Additional Public Prosecutor has opposed the present bail application on the ground that applicant/accused has been apprehended on the basis of secret information and thereafter recovery of 1 Kg. 500 grams Heroin has been effected from him, which falls

under commercial quantity. As such, there is apprehension of absconding of applicant/accused, if he is released on interim bail. As prayer has been made for dismissal of the bail application.

4. Heard. Perusal of the record shows that the allegations against the applicant/accused has been booked in this case for keeping in possession 1 Kg. 500 Grams Heroin, which falls under commercial quantity. It is also a fact that the regular bail application filed by the applicant/accused has already been dismissed by this court and now the applicant/accused has moved the present bail application on ground that he wants to see his newly born child and look after his wife. Although the fact of birth of son of applicant/accused has been verified by the police authorities, but at the same very time, it is also a fact that the allegations against the applicant/accused are regarding his indulgence in the illegal business of sale of Heroin and the quantity of Heroin recovered from applicant/accused is huge quantity. Moreover, perusal of the report submitted by the concerned police station shows that the same is supported with the statement of Pargat Singh, who is father in law of applicant/accused, which shows that wife and newly born son of the applicant/accused are being provided proper attendance and medical treatment. So, considering the seriousness of the offence and the quantity of the contraband recovered from the applicant/

accused, there is reasonable apprehension of absconding of applicant/accused, if released on bail. Therefore, at this stage, no ground is made out to release the applicant/accused on interim bail. Accordingly, without commenting any thing on the merits of the case, present bail application is hereby dismissed.

Announced in open Court.

Dated: 11.09.2024

Pritpal Singh

Stenographer Gr. II

Sd/-
(Hardip Singh)
Judge, Special Court
Ferozepur.
UID No.PB0638