

Darshan Kaur versus State of Punjab

Present: Sh. K.K. Malhi, Advocate, Id. Counsel for applicant/  
accused Darshan Kaur.  
Sh. Tejinder Pal, Id. Additional Public Prosecutor for State  
along with ASI Amrik Chand No. 918/GSP Police Station  
Kahnuwan.

**ORDER**

1. This order of mine shall dispose of an application filed by applicant/accused Darshan Kaur wife of Rattan Lal, resident of village Tugalwal, P.S. Kahnuwan, Tehsil and District Gurdaspur, under Section 483 of BNSS for regular bail.

2. Brief facts of the case are that FIR No.40 dated 01.04.2026 under Section 21 of NDPS Act (Section 29 of NDPS Act was added vide DDR No. 18 dated 02.04.2026) was registered at Police Station Kahnuwan on the ground that accused Darshan Kaur was arrested on 01.04.2026 and 7 grams of Heroin has been recovered from her possession by the police party of P.S. Kahnuwan. During investigation, accused Darshan Kaur suffered statement that the recovered heroin has been supplied to her by her son Amritpal Singh. Thereafter, accused Amritpal Singh was also nominated in this case under Section 29 of NDPS Act vide DDR No. 18 dated 02.04.2026.

3. Learned Additional Public Prosecutor has put in appearance on behalf of State. ASI Amrik Chand No. 918/GSP Police Station Kahnuwan has produced police record and his statement has been recorded regarding stage of investigation.

4. Allegations against the applicant/accused Darshan Kaur are that she was arrested on 01.04.2026 and 7 grams of Heroin has been recovered from her possession by the police party of P.S. Kahnuwan. Statement of ASI Amrik Chand No. 918/GSP Police Station Kahnuwan has been recorded regarding stage of investigation. FSL report is yet to be received. 7 grams of Heroin recovered from applicant/accused falls under non commercial quantity. Applicant/accused Darshan Kaur is not involved in any other case as per statement of ASI Amrik Chand. Applicant/accused Darshan Kaur has spent sufficient time behind the bars since 01.04.2026. Presentation of challan and conclusion of the trial will take sufficient time and no useful purpose would be served by detaining the applicant/accused behind bars for indefinite period, rather, it will be burden on state

exchequer.

5. In view of above said discussion, the instant application for regular bail filed by applicant-accused is hereby allowed and applicant/accused is ordered to be released on bail on her furnishing bail bonds in the sum of Rs.50,000/- with one surety of the like amount to the satisfaction of learned Ilaqa/Duty Magistrate subject to the following conditions:-

- i. That she shall attend the Court on each and every date of hearing:
- ii. That she will not leave India without prior permission of the trial Court;
- iii. That she shall not directly or indirectly make any inducement, threat or promise to any person acquaintance with facts of the case, so as to dissuade him from disclosing such facts to the Court or to any police officer or tamper with the evidence.
- iv. That applicant-accused shall not indulge in any activity similar to the activities on the basis of which aforesaid criminal case stood registered against him for the offences under the NDPS Act.
- v. It is to clear that in case there is any recurrence /repetition on the part of the applicant involving him similar nature of offence, then the state would be at liberty to move an application for recalling/cancelling this order granting bail.
- vi. The grant of bail is conditioned upon accused/applicant's diligent participation in the trial. This includes, but is not limited to, the timely cross-examination of witnesses and adherence to the Court's schedule. Failure to comply with these conditions, including any deliberate delay in proceedings may result in the cancellation of bail and the accused/applicant would be sent to judicial custody.

6. However, it is made clear that observations made herein above shall not be construed as an expression on the merits of the main case. Copy of this order be sent to the learned Ilaqa Magistrate as well as Superintendent, Central Jail, Gurdaspur for information. Police record be returned and bail application file be tagged with the remand papers.

Pronounced  
22.04.2026.  
Rajeev Gupta, Stenographer-1

(Ranjeev Pal Singh Cheema),  
Judge, Special Court,  
Gurdaspur(UID No. PB0294)