

**IN THE COURT OF KAWALJIT SINGH,
ADDITIONAL SESSIONS JUDGE, TARN TARAN.
(UID Number PB0155)**

Case Type	BA
Filing Number	3481/2023 Filing Date:11.07.2023
Registration Number	1972/2023 Date of Registration: 12.07.2023
CNR Number	PBTT0100-4018-2023
Date of Decision	19.07.2023

Akbeer Singh alias Baba, son of Balwinder Singh, resident of village Machikke, Khemkaran, Tehsil Patti, District Tarn Taran

---Applicant/accused

Versus
State of Punjab

---Respondent

FIR No.95 dated 03.06.2023

Under Sections 379, 411, 399, 402 IPC, Sections 21, 29 of NDPS Act and
25 of Arms Act
Police Station Sadar Patti

BAIL APPLICATION UNDER SECTION 439 Cr.P.C.

Present: Shri J.S. Jassal, counsel for the applicant/accused
Shri Gurpreet Singh Rana, Additional P.P. for State

ORDER

Applicant/accused has filed the instant bail application under Section 439 Cr.P.C., seeking regular bail in the above noted case.

2. Present case FIR has been registered on the basis of secret information received to the effect that accused persons named in the FIR have formed a gang which is involved in committing snatchings and sale of narcotics. They have concealed themselves in the bushes near village Rasulpur and are planning to commit some big crime and in case raid is conducted they could be apprehended with weapons and narcotics also could be recovered from them.

3. It is argued by the learned counsel for the applicant/accused that he has been falsely implicated in this case. It is submitted that false

recovery of 50 grams of heroin has been planted upon the applicant/accused. Co-accused already have been granted similar concession of regular bail. Applicant/accused is in judicial custody since the date of his arrest on 03.06.2023 and is no more required for investigation or interrogation purpose. Applicant/accused also is not involved in any other case FIR. Presentation of challan and conclusion of trial is going to take sufficient time. Therefore, it is prayed that the applicant/accused may kindly be granted the concession of regular bail.

4. On the other hand, learned Additional Public Prosecutor for the State opposed the bail application and prayed that bail may kindly be dismissed.

5. I have considered the contentions raised by both the sides.

6. As per allegations of prosecution, on 03.06.2023 applicant/accused was found in conscious possession 50 grams of heroin. Quantity of the contraband, recovered from the applicant/accused, falls under non-commercial segment. Applicant/accused is not found to be previous convict or involved in any other case FIR. The applicant/accused is in judicial custody since the date of his arrest and no useful purpose would be served by keeping the applicant/accused behind the bar for an indefinite period as the presentation of challan and conclusion of trial is going to take considerable period of time. As such, without commenting anything on the merits of the main case, applicant/accused is ordered to be released on bail on furnishing of bail bonds in the sum of Rs.50,000/- with one surety in the like amount. However, it is made clear that observation made herein above shall not be construed as an expression on the merits

of main case. The bail application file be sent back to court concerned and
consigned to the Record Room, Tarn Taran.

Announced: 19.07.2023

**Kawaljit Singh,
Additional Sessions Judge,
Tarn Taran.
UID Number PB0155**

Lovepreet Stenographer Grade-II