

IN THE COURT OF MS. ANSHUL BERRY,
JUDGE, SPECIAL COURT,
FATEHGARH SAHIB
(UID No. PB0095)

CIS No. BA/02/2025
CNR No:PBFG01000042-2025
Decided on: 23.01.2025

Saniya, aged about 33 year's w/o Sh. Sukhwinder Singh, r/o House No.92, Sector-15, ward no.2, Master Colony, Mandi Gobindgarh, P.S MGG, Tehsil Amloh and District Fatehgarh Sahib and now confined in New Jail Nabha, Punjab, India.

..... Applicant

Versus

State of Punjab

..... Respondent

FIR No.241 dated 09.12.2024
Under Section 21-B/61/85 NDPS Act
Police Station Mandi Gobindgarh

Application U/S 483 BNSS for grant of regular bail

Present: Sh. Amandeep Bawa Advocate for the applicant.
Sh. Harminder Singh, Addl.PP for the State.

ORDER

1. This order of mine shall dispose of the bail application U/S 483 of BNSS for grant of regular bail to the bail applicant in above mentioned FIR, filed by the applicant, in which it is stated that challan in this case is not presented. The applicant is in custody from the date of his arrest and no useful purpose will be served by detaining the applicant in judicial custody. Accused is the only source of her family and without absence of accused, her family is in huge trouble. There is no likelihood for the applicant misuse

the concession of bail or in any way influencing the witnesses or tampering with the evidence, so, he be released on bail.

2. Notice of the bail application was given to the State. Police record has been requisitioned.

3. As per prosecution version on 09.12.2024 SI Satwinder Singh along with other police officials were present at Grain Market, Mandi Gobindgarh, in connection with nakabandi and checking of miscreants. Then at about 6 PM, one Alto Car driven by one hair cropped person was seen coming from village Bhadla side. On the left seat of the Car, one lady was sitting. I.O gave signal to stop the Car. Driver of the Car tried to drive away the Car. On the basis of suspicion, the Car was stopped by the I.O with the help of police party. A string bag was worn by the lady on her right shoulder. I.O read the number of the Car as PB-23-T-3514. On inquiry, driver of the Car disclosed his name as Mandeep Singh S/o Darshan Singh, R/o House no.360, Sector-22-C, Gali no.07, Mohalla Sangatpura, P.S Mandi Gobindgarh and lady disclosed his name as Sania W/o Sukhwinder Singh, R/o House no.92, Sector-15, Master Colony, Mandi Gobindgarh. After apprising legal right of search of accused Sania, the search of string bag worn by accused Sania was conducted, which led to recovery of 90 grams Heroin. Thereafter after apprising legal right of search of accused Mandeep Singh along with his Car, the search of the Car was conducted and 50 grams of heroin was recovered from the dashboard of the Car. Hence, the present case.

4. Ld. counsel for the applicant has argued that applicant has been

falsely implicated in this case. She has no concern or connection with the commission of any offence. Nothing is to be recovered from her, therefore, keeping the applicant behind the bars would serve no purpose, so, she be granted regular bail.

5. On the other hand, Addl.PP for the State argued that applicant do not deserve the leniency of bail and prayed for dismissal of the application.

6. After giving thoughtful consideration to the contentions of the Ld.Counsel for applicant/accused and Ld. Addl. PP for the State, I find that **90 grams of Heroin** was recovered from the string bag of the bail applicant while she was travelling in the Car bearing number PB-23-T-3514 along with her co-accused Mandeep Singh. Applicant/accused is already in judicial custody and recovery effected from the bail applicant falls in non-commercial slab and has already been effected. No useful purpose would be served by keeping the applicant behind the bars. Accordingly, in the interest of justice, applicant/accused is ordered to be released on bail on his furnishing bail bonds in the sum of Rs.1 lakh with one surety in the like amount to the satisfaction of Ld. Ilqa/Duty Magistrate. Bail application file be consigned to record room (Sessions), Fatehgarh Sahib. The observations made by undersigned vide this order will have no reflection on merits.

Pronounced in open Court.

Dated: 23.01.2025

**(Anshul Berry),
Judge, Special Court,
Fatehgarh Sahib.
UID No:PB0095**

*Harwinder Singh
(Stenographer-II)*