

IN THE COURT OF SH. JASPAL VERMA,
JUDGE, SPECIAL COURT,
(UID No. PB0136)
KAPURTHALA.

Bail Application No.1973 of 22.10.2019
CIS No. BA-4043/2019
CNR No.PBKP01-005513-2019
Date of Order: 29.10.2019

1. Kuldeep Singh @ Dipan son of Banta Singh
 2. Manjit Kaur @ Mallo wife of Harnek Singh
 3. Rani wife of Gajjan Singh
- All residents of Village Lakhan Khole, District Kapurthala.

.....Applicants/accused

Versus

State of Punjab

.....Respondent

FIR No.171 of 24.9.2019
U/S 21-29-61-85 NDPS Act
P.S. Sadar Kapurthala.

Application for grant of bail under Section 439 Cr.P.C.

Present: Sh. Suresh Chopra, Advocate for the
applicants/accused.
Sh. Shailinder Gill, Addl.PP for the respondent/State.

BAIL ORDER

1. This order of mine shall dispose of regular bail

application moved by the applicants/accused ***Kuldeep Singh @ Dipan, Manjit Kaur @ Mallo and Rani*** in this case bearing FIR No.171 of 24.09.2019 U/S 21-29-61-85 NDPS Act, P.S. Sadar Kapurthala, District Kapurthala, wherein it is submitted that the applicants/accused has been falsely implicated in the aforesaid case. The applicant/accused is in judicial custody since 24.09.2019 and no useful purpose will be served by keeping them in judicial custody. There is no apprehension of the absconding of the applicants/accused or tampering with prosecution evidence. The applicants/accused will not misuse the concession of bail granted by this court. The applicants/accused are ready to furnish their bail bond and surety bonds to the satisfaction of this court. So, they be released on bail.

2. Notice of the bail application was given to the State and police record was called which is produced from Police Station Sadar Kapurthala, District Kapurthala. No reply to the bail application was filed. However, learned Addl.PP for the State orally contested the bail application.

3. I have heard learned counsel for the applicants/accused, learned Addl. PP for the State and perused the police file brought by ASI Joginder Singh from Police Station Sadar Kapurthala, District Kapurthala very carefully.

4. As per the FIR, the applicants/accused were found in possession of 25 Gms. Of Heroin from their conscious possession. The accused/applicants could not show any license or permit for

keeping the same in their possession. The accused/applicants are in custody since 24.09.2019. The recovery of more than 250 Gms. is commercial in nature. So, the recovered quantity of above said intoxicated Heroin from the possession of present accused falls in non-commercial quantity. The applicants/accused are not required for further investigation of the case. The presentation of challan and disposal thereof is likely to take considerable time. So, in these circumstances, no useful purpose would be served by detaining the accused behind the bars and rather it would be a burden upon the State exchequer. Therefore, the applicants/accused are ordered to be released on bail in this case on their furnishing personal bonds in the sum of Rs.One Lac each with one surety of the like amount each to the satisfaction of this court, with the conditions that:-

1. They shall appear in the court on each and every date of hearing.
2. They shall not leave India without prior permission of the court.
3. They shall not tamper with the evidence of prosecution.

The bail application is allowed accordingly. Police record be returned. File be attached with the remand papers.

Pronounced in the open Court
Dated:- 29.10.2019
Arun

Jaspal Verma
Judge, Special Court
Kapurthala/UID-PB-0136

Kuldeep Singh and others Vs. State of Punjab

CNR No.PBKP01-005513-2019
Bail Application No.1973 of 22.10.2019

Present: Sh. Suresh Chopra, Advocate for the
applicants/accused.
Sh. Shailinder Singh, Addl.PP for respondent/State.

Police record produced. Arguments heard. Vide my
separate detailed order of even date, the present bail application has
been allowed. Police record be returned. File be attached with the
remand papers.

Pronounced in the open Court
Dated:- 29.10.2019
Arun

Jaspal Verma
Judge, Special Court
Kapurthala/UID-PB-0136