

PBTT010039742026



**IN THE COURT OF AMANDEEP KAUR CHAHAL ADDITIONAL
SESSIONS JUDGE, TARN TARAN (UID No. PB0248)**

CIS No. BA 1980 of 2026

Decided on: 30.06.2026

Sikander Singh aged about 30 years s/o Satnam Singh r/o Dall, District
Tarn Taran.

..... Applicant

Versus

State of Punjab

(First Bail application under Section 483 of BNSS)

FIR No. 105 / 25.04.2026

Under section: 21-C/61/85 of NDPS

Police Station: Khalra

-0-0-

Present: - Ms. Amandeep Kaur Dy. LADC for the accused/applicant
Sh. Gaurav Dewan, APP for the State

ORDER

1. This order shall decide the first application for bail under section 483 of Bharatiya Nagarik Suraksha Sanhita(hereinafter referred to as BNSS) filed on behalf of the applicant/accused in case FIR No. 105 / 25.04.2026, Under section: 21-C/61/85 of NDPS, Police Station: Khalra.

2. Notice of the bail application was issued to the State and police record was requisitioned.

3. Report of investigating officer alongwith the Additional Public Prosecutor about pendency of or of any former adjudication of bail application before or by any Court and the result thereof was called upon.

It was reported that except the present FIR, one more FIR has been

registered against the applicant/accused and no other bail application of said accused/applicant has been pending in any other court of competent jurisdiction. Statement of ASI Balwinder Singh in this regard also recorded. Such a declaration is also contained in the bail application.

4. Ahlmad had also reported that according to the information available in the CIS system, no other bail application relating to this case is pending or decided by any Court.

ABSTRACT OF PROSECUTION STORY:

5. Brief facts of the case are the present FIR has been registered at the instance of ASI Gursahib Singh that he along with other police officials were patrolling and when the police party reached village Dhall, one person was seen coming and on seeing the police party, he threw the polythene packet on the ground and on suspicion, the police party apprehended him and on inquiry, he told his name as Sikander Singh and after picking up the said polythene packet which was thrown by him, on checking the same, 266 grams of Heroin was recovered. After completing the formalities, on this, the present FIR was lodged.

6. Learned counsel for the applicant has contended that applicant-accused is innocent and has been falsely implicated. Nothing has been recovered from the accused. The applicant/accused is in custody since 25.04.2026. The conclusion of trial will take a long time and no useful purpose will be served by detaining him behind the bars. The applicant/accused has further contended that he would not tamper with the prosecution evidence and will not abscond from the trial court and would appear on each and every date of hearing and shall not misuse the concession of bail and will abide by all the terms and conditions as laid

down under Section 483 BNSS or as imposed by the court and finally, it has been prayed that the applicant/accused may be granted bail.

7. On the other hand, learned APP for the State has strongly opposed the bail application on the grounds that recovery effected in present case is 266 grams heroin which is commercial quantity and there is bar under section 37 of NDPS Act in granting bail in regular or anticipatory bail application. As such, regular bail application of the present applicant may kindly be dismissed.

8. I have heard learned counsel for the accused, Ld. APP for the State and gone through the file. The recovery effected from the accused is commercial in nature. Keeping in view the stringent provision of NDPS and also that there is bar under section 37 of NDPS in granting regular or anticipatory bail. Therefore, I find no merit in the present bail application and the same stands dismissed. Papers be attached with the remand papers/challan pending, if any, or be consigned to the record room. Bail application be attached with the remand papers/challan pending, if any, or be consigned to the record room.

**Pronounced in open court
on: 30.06.2026**

Aman JW

**Amandeep Kaur Chahal,
Additional Sessions Judge/
Tarn Taran UID-PB0248**

Present: - Ms. Amandeep Kaur Dy. LADC for the accused/applicant
Sh. Gaurav Dewan, APP for the State.

Arguments heard. Vide my separate detailed order of even date, the present bail application stands **DISMISSED**. Bail application be attached with the remand papers/challan pending, if any, or be consigned to the record room.

**Pronounced in open court
on: 30.06.2026**

Aman JW

**Amandeep Kaur Chahal,
Additional Sessions Judge/
Tarn Taran UID-PB0248**