

IN THE COURT OF RAVINDERJIT SINGH BAJWA
ADDITIONAL SESSIONS JUDGE, TARN TARAN
(UID No. PB0231)

Case Type	BA
Filing Number	3477/2026
Registration number	1989/2026
CNR Number	PB-TT-01-004061-2026
Date of Decision	3.6.2026

Shamsher Singh @ Shera, son of Harjit Singh, R/o Baba Jiwan Singh
Mohalla, Harike, Tehsil Patti, District Tarn Taran.

.....*Accused/applicant*

Versus

State of Punjab.

(First bail application under Section 483 of BNSS)

F.I.R.No.36 of 2026, under Section 21/
27(a)/61/85 of the Narcotic Drugs and
Psychotropic Substances Act, 1985.
Police Station, Harike.

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Present: Sh. Amritpal Singh Buttar, Advocate for the
applicant/accused.
Sh. Gaurav Dewan, APP for the State.
ASI Balbir Singh, belt no. 86/TT in person alongwith
record.

ORDER

1. By this order, this Court intends to dispose of this bail application under Section 483 of BNSS having been filed by applicant-accused Shamsher Singh.
2. Notice of the bail application was served upon the State through learned Additional PP attached to this court alongwith copy of bail application, who received the same, appeared and contested the bail application on merits. Record was also requisitioned which has been received and perused.

3. I have heard the respective submissions of both the sides and carefully gone through the police file.

4. Applicant-accused by way of filing this bail application under section 483 of BNSS has submitted that he is innocent and has been falsely implicated in the present case due to party faction of the town. That the applicant has not committed any crime so mentioned in the FIR. That nothing was recovered from the possession of the applicant and a false recovery has been planted upon him. That the applicant is in judicial custody since 20.4.2026 and he is no longer required for further investigation. That the conclusion of trial will take sufficient time and no useful purpose for keeping the applicant behind the bars. That applicant undertakes to abide by all the terms and conditions of this court and has prayed that he be granted regular bail.

5. On the other hand, learned Additional PP for the State opposed the bail application on the ground that during checking of the accused, 5 grams of heroin alongwith Rs. 1750/- as drug money was got recovered and the investigation in the present case is still pending and during continuation of investigation proceedings, accused is not entitled to the concession of bail as he is likely to interfere into the same.

6. From the submissions made by the learned counsel for the applicant-accused and learned Additional PP for the State, I am of the considered view that applicant is in custody since 20.4.2026. The recovery of 5 grams of heroin has already been effected from the accused. The investigation pending against him is almost completed and he is no more required by the IO for further investigation. His further incarceration in custody would be a burden on the State exchequer.

Recovery of 5 grams of heroin which was effected from the accused apparently does not fall within the ambit of commercial quantity of this contraband as has been reflected in the schedule appended with NDPS Act so the provision of section 37 of NDPS Act is not attracted in this case. Accordingly, the bail application of applicant-accused filed under Section 483 of BNSS is allowed and he is ordered to be released on bail on his furnishing bail bonds in the sum of Rs. 50,000/- with one surety in the like amount to the satisfaction of this court/Trial Court/ Illaqa/Duty Magistrate subject to the following conditions :-

- A. That the applicant shall appear before the Trial Court on each and every date of hearing.*
- B. That the applicant shall not directly or indirectly induce or coerce any witness of prosecution so as to dissuade him from deposing as witness in the Court.*
- C. That the applicant shall not leave India without prior permission of the Court.*

Intimation of the bail granted to the applicant be sent to the concerned Superintendent jail through E-mail. The file of this bail application be attached with the remand papers/challan file/consigned to the record room.

Pronounced in open court
Dated: 3.6.2026

Mini Kumari

Ravinderjit Singh Bajwa,
Judge Special Court,
Tarn Taran/UID-PB0231

Present: Sh. Amritpal Singh Buttar, Advocate for the
applicant/accused.
Sh. Gaurav Dewan, APP for the State.
ASI Balbir Singh, belt no. 86/TT in person alongwith
record.

Arguments heard. Vide separate detailed order of the even
date, the instant bail application under section 483 Cr.PC filed by the
accused stands allowed. Bail Papers be attached with the remand
papers/challan pending, if any, or be consigned to the record room.

Pronounced in open court
Dated: 3.6.2026

Mini Kumari

Ravinderjit Singh Bajwa,
Judge Special Court,
Tarn Taran/UID-PB0231