

25(6)(7)/54/59 of the Arms Act, 1959 and Section 192 of the Motor Vehicles Act, P.S. Baghapurana, District Moga was registered. It is the case of the prosecution that petitioner was the pillion rider and in his attempt to flee away, a pistol was recovered from his waist.

Petitioner, who was arrested at the place, moved an application for grant of bail before the Ld. Judge, Special Court, Moga. The same came to be dismissed vide order dated 30.03.2024. Aggrieved of which, the present petition has been filed.

3. Learned counsel for the petitioner submits that petitioner has been falsely implicated in the present case, statutory provisions under the NDPS Act were not complied with. False recovery of contraband has been planted on the petitioner. It is further the submission of learned counsel that two other similarly situated co-accused have been granted concession of bail by the coordinate Bench of this Court in terms of the orders dated 27.08.2025 passed in CRM-M-4546-2025 and CRM-M-14830-2025, respectively. It has been prayed that similar treatment be meted out to the present petitioner.

4. *Per contra*, while opposing the petition, learned State counsel submits that two other co-accused, who have been enlarged on bail and the petitioner, were apprehended at the place and one pistol and four live cartridges were recovered from the possession of the petitioner. It has further been the submission of learned State counsel that past-antecedents of the petitioner are far from satisfactory as he was stand convicted u/s 302 IPC. That apart it has further been pointed out that trial is near to completion, for out of 12 prosecution witnesses, 08 have been examined, 03 have been given up and only 01 remains to be examined. It has further been the submission of learned State counsel that rigors of Section 37 NDPS Act are also attracted.

5. I have heard learned counsel for the petitioner and learned State

counsel and perused the documents on record.

6. In the light of the submissions advanced hereinabove as also considering the fact that the trial is at the completion stage. No case for grant of bail is made out and the present petition stands dismissed.

However, concerned trial Court is directed to conclude the entire trial on or before 15.02.2026.

22.12.2025
Parveen kumar

(AARADHNA SAWHNEY)
JUDGE

Whether speaking/reasoned :Yes/No
Whether reportable :Yes/No