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**IN THE COURT OF ASJ/SPECIAL JUDGE/NDPS  
PATIALA HOUSE COURTS, NEW DELHI**

**Presided by: Sudhir Kumar Sirohi, DHJS**

**SUDHIR KUMAR SIROHI  
Special Judge NDPS Act  
Room No. 35, P. Building  
Patiala House Courts,  
New Delhi**

**SC No. 269/23**

**NCB Vs. Parth**

**10.11.2023**

**Present:** Mr. Arun Khatri, Ld. SPP for NCB (through VC).

Mr. Naveen Panwar, Ld. counsel for  
accused/applicant.

Reply filed. Copy supplied.

Arguments on bail application of accused heard.

Ld. Counsel for accused argued that accused has been falsely implicated in this matter and accused is in JC since 02.06.2023. Ld. counsel for accused further argued that complaint has already been filed and there is recovery of 0.08 grams of LSD in this matter which is not a commercial quantity and bar of Section 37 NDPS Act is not applicable in this matter and accused is not involved in any other matter, therefore prays for bail to accused.

Ld. SPP for NCB, on another hand, opposed bail application and submitted that if bail is granted to accused then accused will commit the offence again and there are chances of absconding, therefore, bail may not be granted to accused.

Submissions of all the parties heard.

The complaint has already been filed in this matter, accused is in JC since 02.06.2023, therefore, the accused is no more required for custodial interrogation and there is no previous involvement on record, and there is recovery of 0.08 grams of LSD in this matter which is not a commercial quantity from his premises, therefore, bar of Section 37 of NDPS Act is not



applicable in this matter. Accordingly, in these facts and circumstances of the case, accused Parth is admitted to bail on furnishing personal bond in the sum of Rs. 50,000/- with one surety of like amount and subject to satisfaction of Ld. Trial court/Ld. Duty MM with following conditions:-

1. he will provide his mobile number to the IO.
2. he will keep his mobile phone on at all times.
3. he will deposit his passport in the court during the period of bail and if he does not have passport then to file the affidavit in this regard in the court.
4. he will daily drop a PIN on the google map to ensure that his location is available to the Investigation Officer of the case every week during the period of trial.
5. he will inform the IO about change of his residence/address, if any
6. he will mark his attendance in the NCB office every week till trial is completed.
7. he will not leave the India under any circumstances without prior permission of trial court.
8. he will not commit any offence whatsoever during the period that he is on bail in the instant case.
9. In the event of there being any FIR/DD Entry/complaint lodged against the applicant/accused it would be open to the NCB to seek cancellation of bail of the accused.

Accordingly, bail application of accused stands disposed off. Copy of this order be given dasti and be also sent to Jail Superintendent for communication to accused.



(Sudhir Kumar Sirohi)  
ASJ/Spl. Judge, NDPS/N. Delhi

10.11.2020  
Special Judge NDPS Act  
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Patna House Courts,  
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