IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Criminal Misc.No.M-32666 of 2015(O&M)
Date of decision: 15th December, 2015

Manpreet Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Karanjit Siangh, Advocate,
for the petitioner.

Mr. R.S.Randhawa, Addl. A.G., Punjab,
for the respondent(s)-State.

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INDERJIT SINGH, J.
Criminal Misc.No.40549 of 2015

Application is allowed subject to all just exceptions. Documents (Annexures P3 to P-5) are taken on record.

Criminal Misc.No.M-32666 of 2015

Petitioner has filed this petition under Section 439 Cr.P.C., seeking regular bail in case FIR No.261 dated 22.09.2014, registered at Police Station Cantonment, Amritsar City, District Amritsar, under Sections 21, 25 and 29 of the Narcotic Drugs & Psychotropic Substances Act, 1985.

Notice of motion was issued.

Learned State counsel appeared and contested the instant petition. Police record is also available.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

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The FIR in the present case has been registered on the basis of secret information in which the name of the petitioner has been mentioned. The allegations, as per secret informer, is that the petitioner alongwith other person has formed a gang and they have supplied heroine on international level. It is further stated that on 22.09.2014, the said persons were coming towards Amritsar City from the side of Ram Tirath road through Mahal Bye Pass Chowk on a swift car bearing registration No.PB02-CH-6301 and a motorcycle. Naka was held accordingly. The other co-accused were apprehended and large quantity of heroine i.e. 7kg 200 grams was recovered from them. The petitioner is also named by co-accused. Petitioner Manpreet Singh alias Manna and co-accused Love Jit Singh alias Lovely are cousins and they also indulged in the supply of heroine. The charges have already been framed against the present petitioner. The trial is going on and three prosecution witnesses have already been examined.

Keeping in view the facts and circumstances of the present case, at this stage, in no way, it can be held that no offence is made out against the petitioner or there is no evidence against him. As the charges have already been framed; recovery of heavy quantity has been effected from the co-accused and allegations are also against the petitioner under Section 29 of the Narcotic Drugs & Psychotropic Substances Act etc., therefore, I do not find it a fit case where the petitioner is entitled to the benefit of regular bail.

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Accordingly, the instant petition stands dismissed. However, as the petitioner is in custody since 14.10.2014, therefore, the trial Court is directed to expedite the trial by giving short adjournments and if requires, adjourning the case on day to day basis and dispose of the case preferably within four months. The concerned Investigating Officer is directed to produce the remaining prosecution witnesses for examination before the learned trial Court on the next 2-3 dates to expedite the trial at the earliest.

15th December, 2015 **(INDERJIT SINGH)**
mamta **JUDGE**

MAMTA MALHOTRA
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