

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRM-M No.33922 of 2015 (O&M)

Date of Decision: 08.10.2015

Balkar Singh

..... Petitioner

Vs.

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Parminder Singh Sekhon, Advocate for the petitioner.

Mr. Kirat Singh Sidhu, D.A.G., Punjab for the respondent
along with ASI Jaskaran Singh.

JASWANT SINGH, J. (Oral)

The prayer is for grant of regular bail in case FIR No.124 dated 29.12.2014, under Section 22/25/61/85 of the N.D.P.S. Act, registered with Police Station Boha, District Mansa (**Annexure P-1**).

There is alleged recovery of 13 vials of rexcof cough syrup, each containing 100 ML of liquid, alleged to worth only Rs.500/-.

Learned Counsel for the petitioner submits that the petitioner is a young boy of 24 years age and there is no other case against him. The present case has been falsely foisted upon him due to *mala fides* of ASI Mela Singh.

The petitioner is stated to be in custody since 29.12.2014.

Learned State Counsel, on instructions from ASI Jaskaran Singh, submits that after framing of the charge, the case is at the stage of recording of prosecution evidence. He, however, keeping in view the facts of this case on behalf of the prosecution, undertakes to get the prosecution evidence completed within 2 months from today.

In view of the fair stand of learned State Counsel, this petition is disposed of as infructuous with the observation that in case the prosecution does not complete its evidence in the said time, the petitioner would be entitled to grant of bail.

The S.S.P., Mansa is directed to ensure the completion of the prosecution evidence in the aforesaid time.

Disposed of in view of the above terms.

October 08, 2015

Gagan

(JASWANT SINGH)
JUDGE