

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

**C.R.M-M No.40112 of 2014
Date of Decision : 12.02.2015**

Nikku @ Sikandi @ Sarkandi

..... Petitioner

versus

The State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Sandeep Jasuja, Advocate
for the petitioner.

Mr. A.P.S. Gill, A.A.G., Punjab.

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case F.I.R. No.31 dated 15.02.2013 registered under Sections 22, 61 & 85 of the N.D.P.S. Act at Police Station City-I, Abohar.

On 12.01.2015 the following order was passed:-

“Counsel for the petitioner has argued that the petitioner has now been in custody for almost two years.

Counsel for the respondent states that only four witnesses remain and now the matter is fixed for today and three of those witnesses have been summoned, and it would be

appropriate to await this hearing.

Adjourned to 12.02.2015.”

Learned Assistant Advocate General on instructions from H.C. Sarabjit Singh states that out of four witnesses one was examined-in-chief on the last date and the next date is 20.02.2015 and on instructions he undertakes that all the four official witnesses will be present in Court on the next date to record their statement.

In the circumstances, this petition is dismissed at this stage but it is directed that in case all the witnesses are not present in Court to give their statement on the next date as undertaken by the learned State Counsel, the trial Court shall release the petitioner on bail to its satisfaction.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

February 12, 2015

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**(AJAY TEWARI)
JUDGE**