

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Criminal Misc. No.M-42494 of 2014 (O&M)

Date of decision: 30th January, 2015

Sukhwant Singh alias Rinku

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Raj Kumar Gupta, Advocate,
for the petitioner.

INDERJIT SINGH, J.

Petitioner Sukhwant Singh alias Rinku has preferred this petition under Section 439 Cr.P.C., seeking regular bail in case FIR No.101 dated 23.11.2012, registered at Police Station Sudhar, District Ludhiana, under Section 15 of the Narcotic Drugs & Psychotropic Substances Act, 1985 (in short 'the Act').

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

In the present case, recovery from the petitioner is of 210 kg. poppy husk which falls in commercial quantity. Section 37 of the Act, bars to grant the bail to the person in case of commercial quantity.

Therefore, the instant petition stands dismissed. As the petitioner is in custody since 23.11.2012 and it has been brought to the notice of this Court that no prosecution witness has been examined in this case, therefore, the learned trial Court is directed to expedite the trial and if necessary, adjourning the case on day to day basis and dispose of the case preferably within 4 months. The concerned Investigating Officer and Station House Officer are also directed to produce the prosecution witnesses for examination on the date fixed before the learned trial Court.

30th January, 2015

mamta

**(INDERJIT SINGH)
JUDGE**