

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CRM-M No.844 of 2015

Date of Decision 22.01.2015

Kaka Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE M.M.S BEDI

Present: None for the petitioner.

Mr. J.S. Brar, AAG, Punjab.

M.M.S BEDI, J.(ORAL)

Petitioner was arrested on the basis of secret information on raid. Petitioner was apprehended in the vicinity of Punjabi University Patiala along with 5000 tablets of Phenotil, 210 tablets of tramacet, 1600 tablets of lemotil and 700 tablets of alprazolam with 2 rexfcof bottles of 100 ML each. He is not involved in any other case. He has been in custody w.e.f. 28.03.2013.

On the asking of the Court, it has been informed that charges were framed in this case on 22.10.2013 but no witness has been examined till date. It is almost one year and eleven months since the petitioner has been in custody. Striking the balance between the presumption of innocence till proved guilty and the right of expeditious trial of the petitioner and the right of the prosecution agency to substantiate charges unhampered. I deem it appropriate to issue a direction in the present case that prosecution agency

will produce the entire evidence within a period of three months w.e.f. 04.02.2015. In case the prosecution agency is not able to conclude to produce all the witnesses by 05.05.2015, the trial Court shall release the petitioner on bail on his furnishing bail bonds/surety bonds to its satisfaction, without wait of any further order from this Court.

Disposed of.

22.01.2015

harsha

(M.M.S.BEDI)
JUDGE