

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

CRM-M No. 10204 of 2016
Date of decision : August 10, 2016

Anoop Singh @ Anoop

..... Petitioner

v.

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. KS Sidhu, Advocate
for the petitioner.

Mr. KS Pannu, DAG Punjab

Ajay Tewari, J (Oral)

The petitioner seeks grant of regular bail in case FIR No.109, dated 21.04.2015, registered under Sections 22/61/85 of the NDPS Act, at Police Station Division No.5, District Ludhiana.

As per allegations, the police had received information that the petitioner who was wanted in a case under Sections 323/379B of the IPC was standing near Jagraon bridge and if a raid was conducted, he could be apprehended, and when the police went there, the petitioner was found there. On suspicion, the raiding police official informed him that

he had suspicion that he was carrying some intoxicating powder and that

is how the seizure was made.

Counsel for the petitioner has argued that in the absence of any secret or other information, there was no reason why the raiding official would have any suspicion. He has further argued that the petitioner has now been in custody since 21.4.2015 and, therefore, should be released on bail.

Counsel for the respondent, on instructions from HC Naseeb Singh, states that keeping in view the nature of the offence, instead of releasing the petitioner on bail, it would be appropriate to put a time cap on the trial since only eight official witnesses remain to be examined. He has stated that the prosecution will lead its entire evidence on or before 7.10.2016 subject to the accused not obstructing the same.

Keeping in view the statement of counsel for the respondent, I dismiss this petition at this stage but direct the trial Court to release the petitioner on bail in case the prosecution fails to conclude the evidence on or before 7.10.2016 subject to the accused not obstructing the same.

August 10, 2016
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(AJAY TEWARI)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No

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