

CRM-M-13995-2016

Date of Decision : 20.05.2016

Joga Singh

.....Petitioner

versus

State of Punjab

....Respondent

CORAM : HON'BLE MR. JUSTICE M.M.S. BEDI**Present:** Mr. Munish Gulati, Advocate
for the petitioner.

Ms. Simsi Dhir Malhotra, DAG, Punjab.

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

The petitioner was allegedly found in possession of 136 grams of Alprazolam powder in the shape of 1100 tablets on 17.12.2014. He was granted the concession of interim bail on 13.02.2015, but the said relief was withdrawn on 05.03.2016 on receipt of Chemical Examiner's report. The petitioner has remained on interim bail for a period of more than one year. Two witnesses, out of five, stand examined. The quantity of Alprazolam, no doubt, is marginally higher, than the commercial provided.

Petitioner, having already remained on interim bail during the waiting period of report of Chemical Examiner cannot be granted the concession of bail in view of Section 37 of the NDPS Act. This petition is disposed of with a direction to trial Court to make an earnest endeavour to conclude the trial within a period of three months

after the next date of hearing excluding the period of vacation. In case, the trial is not concluded within a period of three months, from the next date of hearing fixed before the trial Court, the trial Court shall release the petitioner on bail on his furnishing bail bonds/surety bonds to its satisfaction, after the expiry of the period of three months from the next date of hearing excluding the period of vacation.

(M.M.S. BEDI)
JUDGE

20.05.2016
Neha