

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

CRM No.M-15679 of 2016 (O&M)

Date of decision: May 19, 2016

Kashmir Singh	Versus	...Petitioner
State of Punjab		...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Sukhbir Singh Tiwana, Advocate for the petitioner.

Mr. P.S.Grewal, DAG, Punjab, for the respondent(s)-State.

INDERJIT SINGH, J.

Petitioner-Kashmir Singh has filed this petition under Section 439 of Cr.P.C. for grant of regular bail in case FIR No.131 dated 14.12.2014, registered at Police Station Banur, District Patiala, under Section 22 of Narcotic Drugs & Psychotropic Substances Act, 1985.

Notice of motion to the respondent-State.

On asking of the Court, Mr. P.S.Grewal, DAG, Punjab, accepts notice on behalf of the respondent-State and contested this petition.

I have learned counsel for the petitioner as well as learned State counsel and have gone through the record.

As per prosecution version, 40 bottles of Ranodex-Ranbaxy along with 1334 strips of Lomotil tablets were recovered from the possession of the petitioner, which falls under commercial quantity. As there is specific bar under Section 37 of Narcotic Drugs & Psychotropic Substances Act, 1985 to grant bail in case of commercial quantity, therefore, I do not find it a fit case where the petitioner is entitled to benefit of grant of bail.

Resultantly, finding no merit in the present petition, the same is dismissed.

From the record, I find that vide order dated 30.11.2015, passed by this Court, a direction was issued to the learned trial Court to expedite the trial, as the petitioner was in custody for about one year at that time.

It has been brought to my notice that the trial is not progressing well before the learned trial Court.

In view of above, learned trial Court is directed to complete the trial within 6 months, from today, as per law by giving short adjournments and if requires to adjourn the case on day to day basis. Investigating Officer/SHO concerned is also directed to produce all the unexamined witnesses before the learned trial Court on the next two dates. The Senior Superintendent of Police, Patiala is also directed to supervise and make sure that the Investigating Officer/SHO has produced the unexamined witnesses before the learned trial Court.

Learned Trial Court is also directed to make every effort to conclude the prosecution evidence and shall send compliance report after 6 months to this Court.

May 19, 2016

rajesh.k.khurana

(INDERJIT SINGH)
JUDGE