

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CRM M- 1639 of 2016

Date of Decision: March 29, 2016

Kuldeep Singh @ Bhola

.....Petitioner

Vs.

State of Punjab

.....Respondent

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

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Present:- Mr.S.P.S. Sidhu, Advocate
for the petitioner.

Mr. Jashanpreet, Singh, AAG, Punjab.

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

For having been found in possession of 255 grams of intoxicating powder containing Alprazolam, the petitioner remained in custody from November 7, 2014 to February 13, 2015. Petitioner was granted interim bail on February 13, 2015 on account of report of Chemical Examiner having not been received. The said bail was cancelled on receipt of report of Chemical Examiner. The petitioner has now been in custody w.e.f. August 7, 2015.

Counsel for the petitioner has submitted that on account of statutory lapses which are apparent on the record the petitioner can be granted the concession of bail.

I have considered all the facts and circumstances of this case. In view of commercial quantity of Alprazolam having been recovered from the petitioner, due to bar of Section 37 of the NDPS Act, I do not find any ground to grant the concession of bail to the petitioner.

The petition is dismissed. However, taking into consideration the fact that the petitioner was arrested on November 7, 2014 and no witness has been examined, it is ordered that the prosecution agency will produce all the witnesses within a period of six months after the next date of hearing. The trial Court is further directed to give short dates of hearing in order to enable the prosecution agency to complete the entire evidence within the above said period. It is further directed that in case the trial cannot be concluded within a period of six months after the next date of hearing, the trial Court shall release the petitioner on bail on his furnishing bail bonds/surety bonds to its satisfaction.

March 29, 2016
sanjay

(M.M.S.BEDI)
JUDGE