

CRM-M No.28939 of 2016 (O&M)

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

**CRM-M No.28939 of 2016 (O&M)
Date of decision : 31.08.2016**

Jagdev Singh

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. P.S.Sekhon, Advocate for the petitioner.

Mr. Ashish Sanghi, DAG, Punjab.

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case F.I.R. No.74 dated 21.06.2008 registered under Section 15 of NDPS Act at Police Station Sadar Moga, District Moga.

Learned counsel for the petitioner states that the petitioner has been in custody since 23.02.2016 and was not arrested at the spot.

Custody certificate by way of affidavit of Amrik Singh PPS, Superintendent, Sub Jail Moga on behalf of State has been filed and the same is taken on record. Copy supplied to the counsel opposite. As per the custody certificate the petitioner has undergone 06 months and 06 days of actual imprisonment as on 30.08.2016.

Learned Deputy Advocate General on instructions from ASI Sukhdev Singh states that in view of the heavy recovery it would be appropriate to put a time cap on the trial and in case the petitioner does not obstruct the trial the prosecution will lead its entire evidence on or before 23.12.2016 and till such time the bail should not be granted to the petitioner.

I find this to be a fair submission. In the circumstances, in view of the undertaking given by the learned Deputy Advocate General, it is directed that in case the prosecution does not lead its entire evidence on or before 23.12.2016 (subject to the accused not obstructing the same) the petitioner be released on bail to the satisfaction of the trial Court.

Petition stands disposed of in the above terms.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

(**AJAY TEWARI**)
JUDGE

31.08.2016
Pooja sharma-I

Whether speaking/reasoned Yes/No

Whether Reportable : Yes/No