

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

212

CRM-M-30101-2016 (O&M).
Decided on: September 9, 2016.

Darshan Singh

.. Petitioner(s)

VERSUS

State of Haryana

.. Respondent(s)

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

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PRESENT Mr.Jyotiraditya Singh, Advocate,
for the petitioner.

Mr.G.S.Salwara, DAG., Haryana.

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

For having been found in possession of 33 bottles of Rexcof containing commercial quantity of codeine phosphate, the petitioner has been in custody w.e.f. 6.12.2015. Though the period of about nine months has elapsed, there does not appear to be any progress in the trial as charges have not yet been framed. Striking a balance between the right of liberty of the petitioner and the stringent provisions of Section 37 of the NDPS Act, in the interest of justice, this petition is disposed of with a direction that the trial Court shall make earnest endeavour to ensure the conclusion of the trial within a period of six months after framing of charges. In case of delay in conclusion of the trial without any fault of the petitioner, the trial Court shall release the petitioner on bail on his furnishing bail bonds/surety bonds to its satisfaction. The prosecution is directed to make earnest endeavour to produce the material witnesses expeditiously.

(M.M.S. BEDI)
JUDGE

September 9, 2016.

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Whether speaking / reasoned
Whether Reportable:

Yes / No
Yes / No