

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

(210)

CRM-M-29473-2015

Decided on: April 12, 2016.

Darshan Singh

.... Petitioner

Versus

N.C.B., Chandigarh

..... Respondent

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

Present: Mr. H.S. Multani, Advocate, for the petitioner.

Mr. D.D. Sharma, Advocate, for N.C.B., Chandigarh.

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

This order will dispose of application for regular bail in a case of recovery of approximately 4 kgs of opium from a car which was driven by Pritam Singh.

Learned counsel for the petitioner submits that one of the occupants of the car has been granted concession of bail.

Learned counsel for the NCB submits that the co-accused being a lady, in custody, along with a minor child, had been granted concession of bail and that the petitioner cannot claim parity with the lady who has been granted bail.

On asking of the Court, it has been informed that all the prosecution witnesses have been produced and examined except for three witnesses who have been examined-in-chief only.

It is contended by learned counsel for the NCB that the case is being delayed only on account of defence counsel being not available on different dates of hearing.

Without expression of any opinion on merits for the cause for delay in conclusion of the trial, taking into consideration the period of detention suffered by the petitioner i.e. with effect from 17.10.2014 and considering the status of the trial, I deem it appropriate to dispose of this petition with a direction that in case the trial is not concluded within a period of three months after 19.04.2016, the trial Court shall release the petitioner on bail on his furnishing bail bonds/surety bonds to its satisfaction. In case, the delay is attributable to the petitioner, this relief will not be available to the petitioner.

(M.M.S. BEDI)
JUDGE

April 12, 2016
harsha