

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

CRM-M No. 30839 of 2016

Date of decision : September 09, 2016

Prem Singh

..... Petitioner

v.

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Ms. Bandana Dogra, Advocate
for the petitioner.

Mr. KS Pannu, DAG Punjab

Ajay Tewari, J (Oral)

The petitioner seeks grant of regular bail in case FIR No.43,
dated 27.06.2013, registered under Sections 21/29/61/85 of the NDPS
Act, at Police Station Khuian Sarwar, District Fazilka.

Counsel for the petitioner has argued that apart from the
merits of the case, the petitioner has now been in custody for three years
and three months and, therefore, should be released on bail.

Counsel for the respondent, on instructions from HC

Krishan Lal, states that keeping in view the nature of the offence viz the recovery in this case is more than 1 kg of smack, instead of releasing the petitioner on bail, it would be appropriate to put a time cap on the trial since three witnesses remain to be examined. He has stated that the prosecution will lead its entire evidence on or before 27.10.2016 subject to the accused not obstructing the same.

Keeping in view the statement of counsel for the respondent, I dismiss this petition at this stage but direct the trial Court to release the petitioner on bail in case the prosecution fails to conclude the evidence on or before 27.10.2016 subject to the accused not obstructing the same.

September 09, 2016
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(AJAY TEWARI)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No