

CRM-M-34352-2016

Date of Decision : 30.09.2016

Harmesh Singh

.....Petitioner

versus

Intelligence Officer Directorate of Revenue IntelligenceRespondent

CORAM : HON'BLE MR. JUSTICE M.M.S. BEDI**Present:** Mr. P.S. Khurana, Advocate
for the petitioner.Mr. D.D. Sharma, Advocate
for Directorate of Revenue Intelligence.**M.M.S. BEDI, JUDGE (ORAL)**

This is third application for regular bail. Learned counsel for the petitioner submits that there are glaring contradictions in the evidence collected and produced by the prosecution agency, pertaining to the alleged conscious possession of about 51 packets of heroin, weighing more than 50.524 kgs in total.

The petitioner, in the present case, no doubt has been in custody with effect from 02.02.2014 but the prosecution agency has already concluded the evidence. At this stage, it will not be appropriate for this Court to enter into the niceties of the trial to determine the culpability of the petitioner lest it should prejudice the right of the prosecution agency or the petitioner.

Without expression of any opinion, this petition is

dismissed but simultaneously, it is directed that the trial Court shall make an earnest endeavour to conclude the entire trial within a period of one month, by giving fair opportunity to the petitioner to produce his defence. In case, the trial is not concluded within a period of one month, after the next date of hearing, the petitioner will be granted the concession of bail by this Court on filing a bail application. It is expected that petitioner, on his own conduct, will not delay the proceedings.

(M.M.S. BEDI)
JUDGE

30.09.2016
Neha

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No