

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

(218)

CRM-M-38624-2015

Decided on: January 22, 2016.

Rajinder Singh @ Jinda

.... Petitioner

Versus

State of Punjab

..... Respondent

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

Present: Mr. Rishu Mahajan, Advocate, for the petitioner.

Ms. Simsi Dhir Malhotra, DAG, Punjab.

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

Petitioner seeks concession of regular bail in a case registered at the instance of ASI Satnam Singh on the basis of a secret information that the petitioner along with Iqbal Singh were indulging in trade of intoxicants and could be apprehended. On being intercepted at a Naka, 380 grams of heroin was recovered from the petitioner whereas 220 grams of heroin was recovered from co-accused Iqbal Singh along with cash of Rs.1,65,000/-. The contraband was allegedly imported from Pakistan.

The petitioner has been in custody w.e.f. 16.01.2012. Period of four years has elapsed.

On the instructions of HC Baljinder Singh, learned State counsel informs that out of ten prosecution witnesses, one witness has been examined.

Co-accused of the petitioner Iqbal Singh has already been granted bail.

Taking into consideration the status of the trial and the period of detention suffered by the petitioner, this Court is of the opinion that there is violation of the fundamental right of the petitioner for expeditious disposal of trial.

Considering the said constitutional right of the petitioner, it is ordered that the petitioner will be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the trial Court subject to the condition that he will be required to furnish an undertaking before his release that in case he commits similar offence again during pendency of the trial, bail would be liable to be cancelled.

(M.M.S. BEDI)
JUDGE

January 22, 2016
harsha