

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CRM-M No.38947 of 2015(O&M)

Date of Decision:-19.01.2016

Surjit Kaur.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. D.S. Sandhu, Advocate for the Petitioner.

Mr. Kirat Singh Sidhu, Deputy Advocate General Punjab
assisted by HC Balwant Singh.

JASWANT SINGH, J (ORAL)

Prayer is under Section 438 Cr.PC for grant of anticipatory bail to the petitioner Surjit Kaur in case FIR No.79 dated 21.05.2014 for offences punishable under Sections 22/61/85 of the NDPS Act registered with Police Station Sultanpur Lodhi, District Kapurthala.

The petitioner was apprehended with 80 grams of intoxicating substance and as per the report received from the FSL it contains Diphenoxylate Hydrochloride and said quantity is commercial in nature. The petitioner is stated to be a 78 years old lady and suffering from a heart ailment.

Learned State counsel assisted by HC Balwant Singh submits

that initially the petitioner was granted interim bail on 29.08.2014 awaiting the report of FSL, which was received in December 2014 and the prayer for seeking extension of interim bail/regular bail was dismissed by the Court on 26.03.2015 and to date due to her non appearance entire trial is held up.

Keeping in view the nature of allegations and that the trial has unnecessarily been delayed, no case for grant of anticipatory bail is made out.

Dismissed.

**(JASWANT SINGH)
JUDGE**

January 19, 2016
Vinay