

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

(227)

CRM-M-43650-2015

Decided on: January 05, 2016.

Baljit Singh

.... Petitioner

Versus

State of Punjab

..... Respondent

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

Present: Ms. Jasmeet Mehra, Advocate, for the petitioner.

Ms. Harpreet Kaur Athwal, DAG, Punjab.

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

For having been found in possession of 200 grams of intoxicant powder, the petitioner was arrested from the spot. The said powder was found to contain diphenoxylate hydrochloride. The petitioner was granted interim bail on 07.02.2014 but it was cancelled subsequently on receipt of chemical examiner report.

Learned counsel for the petitioner submits that the petitioner has not misused the concession of interim bail, as such he may be granted concession of regular bail.

On the instructions of ASI Gurjit Singh, learned State counsel informs that two witnesses have already been examined and the case is fixed for today for examination of other witnesses.

I have considered the facts and circumstances of the case.

No doubt, the petitioner has not misused his liberty and has surrendered but taking into consideration the commercial quantity and provisions of Section 37 of the NDPS Act, he cannot be granted concession of bail.

In the interest of justice, this petition is disposed of with a direction that the trial Court shall make earnest endeavour to conclude the trial within a period of five months after the next date of hearing. In case for any reason, the trial is not concluded within the aforesaid stipulation, the trial Court shall release the petitioner on bail on his furnishing bail bonds/surety bonds to its satisfaction.

(M.M.S. BEDI)
JUDGE

January 05, 2016
harsha