

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CRM M-6985 of 2016

Date of Decision: March 22, 2016

Kuldeep Singh @ Keepa

.....Petitioner

Vs.

State of Punjab

.....Respondent

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

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Present:- Mr.B.S. Bhalla, Advocate
for the petitioner.

Mr. K.S. Pannu, DAG, Punjab.

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

For having been found in possession of 280 grams of intoxicating powders containing Methamphetamine, the petitioner was arrested on February 28, 2013. Petitioner was granted interim bail on August 6, 2013 to September 15, 2015, for the period the report of FSL has not been received. The petitioner now is in custody w.e.f. September 5, 2015.

Counsel for the petitioner has submitted that the petitioner has not misused his liberty as such he can be granted the concession of bail.

I have considered the facts and circumstances of this case and I am of the opinion that the provisions of Section 37 of the NDPS Act will not permit this Court to grant concession of regular bail to the petitioner.

Counsel for the petitioner has further submitted that there are number of statutory violations indicating the false implication of the petitioner.

I have also taken into consideration the status of the trial. It has been informed that 4 witnesses out of 6 witnesses have already been examined. Striking a balance between the right of liberty of the petitioner and the statutory provisions in favour of the prosecution agency, this petition is disposed of with a direction that in case the entire evidence of the prosecution is not completed within a period of three months and the trial is not concluded within a period of four months after the next date of hearing, the trial Court shall release the petitioner on bail on his furnishing bail bonds/ surety bonds to its satisfaction.

March 22, 2016
sanjay

(M.M.S.BEDI)
JUDGE