

CRM-M-8307-2016

Date of Decision : 27.04.2016

Nirmal Singh

.....Petitioner

versus

State of Punjab

....Respondent

CORAM : HON'BLE MR. JUSTICE M.M.S. BEDI**Present:** Mr. Veneet Sharma, Advocate
for the petitioner.

Ms. Simsi Dhir Malhotra, D.A.G, Punjab.

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

The petitioner has suffered incarceration for a period of about nine months in total. After having been arrested on 26.06.2014 interim bail from 27.10.2014 to 19.11.2015 was granted to the petitioner during the waiting period of report of Forensic Science Laboratory.

On asking of the Court, it has been informed by the State counsel that out of seven prosecution witnesses only one has been examined. Taking into consideration the quantity of contraband recovered from the petitioner and the bar of Section 37 of the NDPS Act no ground for grant of bail to the petitioner is forthcoming at this stage. The petition is disposed of.

However, the trial Court is directed to make earnest endeavour to ensure that prosecution agency examine all the prosecution witnesses within the period of six months from the next date of hearing. In case the trial is not concluded within a period of six months, the trial Court shall release the petitioner on bail on his furnishing bail bonds/surety bonds to its satisfaction.

(M.M.S. BEDI)
JUDGE**27.04.2016***Neha*