

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

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CRM-M-8474-2016

Date of Decision: March 16, 2016

GURPREET SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

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

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

Mr. Jashan Preet Singh, AAG, Punjab.

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

For having been found in possession of 100 grams of intoxicating powder containing diphenoxylate hydrochloride, the petitioner was arrested on 3.6.2014. He remained on interim bail from 11.8.2014 till 4.11.2015. The petitioner has been in custody w.e.f. 4.11.2015.

Two prosecution witnesses have been examined. Commercial quantity of diphenoxylate hydrochloride having been recovered from the petitioner, Section 37 of the NDPS Act creates a bar in granting bail.

Striking a balance between the rights of the petitioner for expeditious disposal and the right of the prosecution agency to secure presence of the petitioner during the period of trial, I deem it appropriate to issue directions in the preset case that in case the trial is to concluded within six months after the next date of hearing, the trial Court shall release the petitioner on bail on his furnishing bail bonds and surety bonds to its satisfaction.

Disposed of with the above directions.

March 16, 2016
TSG

(M.M.S.BEDI)
JUDGE