

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

CRM-M-3554-2017 (O&M)

Date of decision: 17.05.2017

Nirvail Singh @ Tirath

...Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present : Mr. Ashish Aggarwal, Advocate for the petitioner (s).

Ms. Harsimrat Rai, DAG, Punjab

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 439 of the Code of Criminal Procedure, the petitioner has sought regular bail in FIR No.24 dated 17.03.2015, registered under Section 21 of NDPS Act, at Police Station Sarai Amanat Khan, Distt. Tarn Taran.

It is contended that the petitioner has been falsely implicated in the present case at the instance of local police as his wife has filed a case against the police. At the time of recovery, neither any independent witness has been joined by the police nor mandatory provisions of Section 50 of NDPS Act has been complied with. The petitioner is in custody since 17.03.2015.

On the other hand, the learned State counsel vehemently opposes the present bail petition.

Heard.

This is the second bail petition of the petitioner and no fresh circumstances in favour of the petitioner are made out at this stage. Accordingly, the present petition is hereby dismissed.

However, considering the fact that the petitioner is in custody since 17.03.2015, the trial Court is directed to conclude the trial expeditiously, preferably, within six months from the date of receipt of certified copy of this order.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

17.05.2017

ashok

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned: Yes / No

Whether reportable: Yes / No