

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

**CRM-M No.42322 of 2016 (O&M)
Date of decision : September 05, 2017**

Jaswinder Singh alias Jaggu **Petitioner**

Versus

State of Haryana and others **Respondents**

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Dr. Anmol Rattan Sidhu, Sr. Advocate with
Mr. Pratham Sethi, Advocate for the petitioner.

Mr. Pawan Garg, AAG, Haryana.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

KULDIP SINGH J. (ORAL)

This is the second petition filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.03, dated 04.01.2009, under Sections 15/16/27-A of the Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Baragudha, District Sirsa.

The allegations against the petitioner are that 55 Kgs. of poppy husk was recovered from him. He was declared proclaimed offender. Later on, he surrendered in the year 2015. The trial is now going on.

Learned counsel for the petitioner states that the trial is going on for the last 2½ years.

Reliance has also been placed upon the authority of the Division Bench of this Court delivered in case of ***“Daler Singh v State of Punjab” 2007(1) R.C.R. (Criminal) 316.***

In the authority, there are guidelines laid down for grant of bail to the convicts under the NDPS Act, 1985, whose appeals are pending not

regarding the persons, whose trials are going on.

In view of the bar of Section 37 of the NDPS Act, 1985, there is no ground to grant regular bail to the petitioner. However, a direction is issued to the trial court to expedite the trial and dispose of the same preferably within six months by granting short adjournments.

The present petition is, accordingly, dismissed.

(KULDIP SINGH)
JUDGE

September 05, 2017

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Whether speaking / reasoned	Yes
Whether Reportable:	No