

IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH

CRM-M-45711-2016

Date of Decision: 12.01.2017

Tarsem Lal alias Tarsem Singh alias Sema

.....Petitioner

Vs.

State of Punjab

.....Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Ms. Sushma Chopra, Advocate,
for the petitioner.

Ms. Rajni Gupta, Addl. A.G., Punjab,
for the respondent-State.

AMOL RATTAN SINGH, J. (ORAL)

By this petition, the petitioner seeks regular bail as he is facing trial pursuant to FIR No.27 dated 29.02.2012 having been registered against him at P.S. Zira, District Ferozepur, for the alleged commission of an offence punishable under Section 15 of the NDPS Act.

As per the petitioner, he was arrested on 04.09.2015 in the present case, after which he has been in custody, with the report under Section 173 Cr.P.C. having been filed in the competent Court, arraigning him as an accused.

It is contended that the trial being nowhere near conclusion as yet, he deserves the concession of bail at this stage.

Learned counsel for the petitioner submits that two co-accused

of the petitioner have already been acquitted.

Learned Additional Advocate General, Punjab, however, submits that the petitioner was actually arrested in the present case after having been declared as a proclaimed offender, and as such, he does not deserve the concession of bail.

Having heard learned counsel for the parties, in view of the fact that the petitioner was declared to be a proclaimed offender, I am not inclined to grant him the concession of bail at this stage.

However, learned counsel for the petitioner submits that though earlier the petitioner was declared to be a proclaimed offender, he is now in custody pursuant to another FIR having been registered against him and as such, the trial Court seized of the trial emanating from FIR No. 27 dated 29.02.2012, i.e. in the present case, be directed to proceed with the trial and conclude it as early as possible.

Learned State counsel submits that she can have possibly no objection to the aforesaid.

Consequently, this petition is dismissed at this stage, with a direction to the trial court to proceed with the trial against the petitioner in the aforesaid case and to conclude it at the earliest possible.

(AMOL RATTAN SINGH)
JUDGE

January 12, 2017
nitin

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No.