

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 207

CRM-M-9239-2017

Decided on : 23.03.2017

Nar Singh

..... Petitioner(s)

VERSUS

State of Punjab

..... Respondent(s)

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Vivek Goel, Advocate, for the petitioner(s).

Mr. Neeraj Yadav, AAG, Punjab.

DEEPAK SIBAL, J. (ORAL)

Through the present petition filed under Section 439 Cr. P. C., the petitioner seeks the concession of regular bail in FIR No. 58, dated 12.09.2016, registered under Sections 21, 22, 61 and 85 of the NDPS Act and Section 61/1/14 of the Excise Act, at Police Station Sadar, Faridkot, District Faridkot.

Seeking regular bail for the petitioner, learned counsel submits that the alleged recovery of narcotics from the petitioner is of non-commercial quantity; there is no other criminal case pending against him; he is in custody for over six months and since till date not even one out of the total cited twelve prosecution witnesses has been examined, the trial is not likely to conclude in the near future.

Learned State counsel does not dispute the above factual position.

Considering the afore submissions, in the peculiar facts of this case, I am of the view that the petitioner be admitted to regular bail.

Bail to the satisfaction of the CJM/Duty Magistrate, Faridkot.

Nothing observed herein-above shall be considered to be an expression of opinion by this Court on the merits of the case.

During the period that the bail is granted to the petitioner, if he is found indulging in any criminal/illegal activity or misusing the concession of bail granted by this Court, it would be open to the State to move an appropriate application before the competent Court/this Court for cancellation of the bail granted to the petitioner.

23.03.2017
shamsher

[DEEPAK SIBAL]
JUDGE

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No