

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM No.5891 of 2018 in/and
CRM-M-1227 of 2018
Date of Decision: April 23, 2018

Gurnam Singh @ Gama

...Petitioner

Versus

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. B.D. Sharma, Advocate
for the petitioner.

Mr. B.S. Sewak, Addl. A.G. Punjab.

FATEH DEEP SINGH, J.

CRM No.5891 of 2018

Application is allowed.

Copy of order dated 22.09.2017 passed in earlier bail
application of the petitioner is taken on record.

CRM stands disposed off.

CRM-M-1227 of 2018

The allegations against the petitioner in this second
regular bail application under Section 439 Cr.P.C are that on 03.01.2017
from the conscious possession of petitioner 250 grams of intoxicant powder
which was analysed to be *Alprazolam*, a commercial quantity has been
recovered leading to his arrest.

Learned counsel for the petitioner has contended that
the petitioner is behind the bars since 03.01.2017 and the trial is not

proceeding ahead and that the petitioner has undergone sufficient incarceration.

Learned State counsel on instruction from ASI Hardeep Singh, Police Station Mehta, Amritsar (Rural) states that trial is underway and the Investigating officer has since been examined and 08 witnesses out of 09 are yet to be examined.

Appreciating the submissions, since a commercial quantity of contraband has been recovered and in view the specific statutory bar and the fact that if allowed bail, the petitioner would again commit the same very offence. Together with the fact that trial is underway and the Court is recording evidence no ground to allow the present application is made out.

Dismissed. However, the trial Court is directed to expedite the trial.

(FATEH DEEP SINGH)
JUDGE

April 23, 2018
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No