IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Criminal Misc.No.M-48743 of 2018 (O&M)
Date of Decision : 30.11.2018

Gaurav and another

..... Petitioners

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

***

Present : Mr. Vinod Bhardwaj, Advocate
for the petitioners.

Mr. C.L.Pawar, Senior DAG, Punjab.

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RAJ SHEKHAR ATTRI, J. (Oral)

The petitioner has preferred the instant petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.21 dated 23.01.2017, registered under Section 22 of the Narcotic Drugs & Psychotropic Substances Act, 1985 (in short 'the Act'), at Police Station Raman, District Bathinda.

Earlier, the petitioners preferred separate petitions i.e. CRM M-28172 of 2018 and CRM M-47982 of 2018 for grant of bail and the same were dismissed vide order dated 09.10.2018, passed by this Court while observing that that the trial is likely to culminate soon, this court is not inclined to grant bail at this stage.

Learned counsel for the petitioners has submitted that only four witnesses have been examined.

To the contrary, learned State counsel has submitted that only one witness remains to be examined.

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Although, the petitioners are not entitled to the grant of bail as the recovery falls within the ambit of commercial quantity of the contraband and the provisions of rigors of Sector 37 of the Act are applicable yet this Court is of the view that the trial be concluded at the earliest.

In this view of the matter, the trial court is directed to expedite the trial and dispose of the same as early as possible, preferably within a period of two months. The Senior Superintendent of Police, Bathinda is also directed to produce all the witnesses for examination before the trial court on the next date of hearing and on failure to do the same, he/she is directed to appear in person before the trial court and exaplain thereof.

With the aforesaid directions, the instant petition stands disposed of.

(RAJ SHEKHAR ATTRI)
JUDGE

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Whether speaking/reasoned Yes/No
Whether Reportable : Yes/No

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