

CRM-M-11776-2019 (O&M)

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

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**CRM-M-11776-2019 (O&M)
Date of Decision : 27.3.2019**

Gora Singh

....Petitioner

vs.

State of Punjab

....Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr. K.S.Mangat, Advocate
for the petitioner.

Ms. Amarjit Kaur Khurana, DAG, Punjab.

AJAY TEWARI, J. (Oral)

The petitioner seek grant of regular bail in case FIR No.19, dated 15.2.2012, registered under Section 399, 402 IPC, Section 21 of NDPS Act and Section 25/54 of Arms Act at P.S.Mehta, District Amritsar.

Learned DAG has stated that the petitioner has been in custody for 9 months. As per the custody certificate, the petitioner was released on bail on 30.4.2012 and re-admitted in the same case in the jail on 24.8.2018.

Custody certificate dated 20.3.2019 by way of affidavit of Balwinder Singh, Deputy Superintendent, Central Jail, Amritsar has been filed on behalf of the respondent-State, the same is taken on record. Copy has been supplied to the opposite counsel. The custody certificate corroborate the fact that the petitioner has been in custody for 9 months and

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5 days.

Learned Deputy Advocate General on instructions from ASI Partap Singh has accepted these factual assertion but stated that instead of releasing the petitioner on bail, it would be appropriate to put a time cap on the trial. She has stated that the prosecution will lead its remaining 4 official witnesses out of total 9 witnesses on or before 6.6.2019 subject to the accused not obstructing the same.

I find this to be a fair submission. Consequently, even while dismissing this petition, the Trial Court is directed to release the petitioner on bail in case the prosecution fails to conclude its entire evidence on or before 6.6.2019 subject to the accused not obstructing the same.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands dismissed.

27.3.2019
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No