

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-23129 of 2019

Date of Decision: September 16, 2019.

Gurjant Singh @ Janta

.....Petitioner

versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR.JUSTICE ANIL KSHETARPAL.

Present: Mr.Gursimran Singh, Advocate, for the petitioner.

Mr.S.P.S.Tinna, Additional AG, Punjab.

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Anil Kshetarpal, J. (Oral)

The petitioner prays for concession of regular bail in FIR No.255 dated 31.12.2013 registered under Section 22 of the NDPS Act, 1985, at Police Station Patti, District Tarn-Taran.

Petitioner was granted bail on 19.02.2014. Since report of the Chemical Examiner was awaited, therefore, after completing the investigation, final report under Section 173 Cr.P.C. was submitted on 02.06.2016. The Court made efforts to serve the petitioner through bailable and non-bailable warrants. However, the petitioner-accused did not appear. The Court initiated the proceedings for declaring the petitioner as a proclaimed offender and ultimately declared him a proclaimed offender. Petitioner appeared before the Court on 30.03.2018, i.e, after a period of approximately two years from the date the final report was submitted. Recovery from the petitioner falls in the category of commercial quantity.

Learned State counsel has also submitted that the petitioner is involved in three more criminal cases including one that of murder.

Although learned counsel for the petitioner has submitted that the Investigating Officer was only an *adhoc* Sub Inspector, therefore, he was not competent to conduct search and seizure, however, this Court is not impressed with the aforesaid submission, keeping in view the conduct of the petitioner. Hence, no ground to grant concession of regular bail is made out to such a person who remained absent for approximately two years.

Dismissed.

However, keeping in view the facts of the present case, Special Court concerned is requested to conclude the trial within a period of three months from the date of receiving a certified copy of this order.

September 16, 2019
mohinder

(ANIL KSHETARPAL)
JUDGE

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