

**283 CRM-25300-2019 and CRM-20548-2019 IN/AND CRA-S-1960-2019
GURDIAL SINGH @ HARDAIL SINGH @ DIAL VS STATE OF
PUNJAB**

**PRESENT Mr.Satnam Singh Gill, Advocate,
 for the applicant-appellant.**

Mr.S.P.S.Tinna, Addl. A.G., Punjab.

CRA-S-1960-2019

Admitted.

CRM-20548-2019

Misc. application is allowed.

Recovery of fine, during pendency of the appeal, shall remain stayed.

CRM-25300-2019

Prayer in the application under Section 389 Cr.P.C. is to suspend the sentence of imprisonment of applicant-appellant Gurdial Singh @ Hardial Singh @ Dial. He has been convicted under Section 15/61/85 of the Narcotic Drugs and Psychotropic Substances Act, and sentenced to undergo rigorous imprisonment for a period of 5 years with a fine of Rs.50,000/-.

Heard.

Recovery from applicant-appellant is not falling in commercial category. As per custody certificate dated 25.9.2019, placed on record, applicant-appellant is not involved in any other criminal case and he has already undergone actual sentence of imprisonment for a period of 5 months and 13 days. Hearing of the main appeal is likely to take a long time.

In view of aforesaid facts, present misc. application is allowed. Sentence of imprisonment of applicant-appellant, during pendency of the appeal, is ordered to be suspended subject to furnishing of adequate surety to the satisfaction of the Chief Judicial Magistrate, Patiala.

**September 25, 2019.
raj arora**

**(ANIL KSHETARPAL)
JUDGE**