

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-30753 of 2019

Date of Decision: December 20, 2019

Dalvir Singh @ Dira

.....Petitioner

versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

Present: Mr. Akbarjit Singh, Advocate
for the petitioner

Mr. Prabhjot Singh Walia, AAG Punjab

Sudhir Mittal, J. (Oral)

The petitioner seeks grant of regular bail in case FIR No. 155 dated 01.10.2018 under Section 15 of the NDPS Act, 1985 registered at Police Station Bhogpur, District Jalandhar Rural.

Learned counsel for the petitioner submits that the petitioner has been in custody in excess of an year. The trial is not likely to be concluded at an early date as only 1 PW has been examined out of a total of 12 PWs. The petitioner does not have any criminal antecedents and, thus, he may be released on regular bail.

A custody certificate dated 25.07.2019 prepared by Sh. Baljit Singh, PPS, Deputy Superintendent, Central Jail, Kapurthala is on record. According to the certificate, the petitioner has undergone actual custody of 9 months and 21 days as on the date of the custody certificate. Thus, it is evident that the petitioner has undergone actual custody of over 1 year and 1 month.

Learned State counsel does not dispute the fact that the trial is still at the initial stage.

In view of the above, the petition is allowed and the petitioner is directed to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

December 20, 2019

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[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No