

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA AT
CHANDIGARH

240)

Crl. Misc. No.M-32996 of 2019

Date of Decision: 05.12.2019

Simranjit Kaur @ Simro

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present:- Mr. Vipul Jindal, Advocate, for the petitioner.

Mr.A.P.S.Gill, DAG, Punjab.

Amol Rattan Singh, J. (Oral)

This petition has been filed under the provisions of Section 439 Cr.P.C., for grant of 'regular bail' to the petitioner in case FIR No. 14, dated 12.03.2019, registered at Police Station Khalra, District Tarn Taran, for the alleged commission of offences punishable under Sections 21 and 29 of the NDPS Act, 1985.

Learned counsel for the petitioner submits that the petitioner being 64 years old, has been in custody for about 09 months, with no prosecution witnesses examined so far, with there being a violation of Section 50 of the NDPS Act also.

Though learned State counsel submits that as regards violation of Section 50 of the NDPS Act, when the contraband was not found on her personal search in any case but in her polythene bag, there would be no violation, but otherwise, has not denied that the petitioner has been in custody for 09 months, with no other criminal cases registered against her and with no prosecution witness

examined so far.

However, he on instructions from SI Amrik Singh, submits that the petitioner is not 64 years old but only about 45 years old.

Without making any comment on the actual merits of the case, with there being no other criminal cases registered against her and she having been in custody for 09 months and keeping in view the fact that the trial is likely to take long as yet, the petition is allowed. The petitioner shall be admitted to bail upon her furnishing adequate bail bonds and surety bonds to the satisfaction of the learned trial Court.

(AMOL RATTAN SINGH)
JUDGE

05.12.2019

Anjal

Whether reasoned/speaking: Yes
Whether reportable: No