

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

Crl. Misc. No.M-47949 of 2019

Date of Decision:- 18.11.2019

Anil Kumar

....Petitioner

vs.

State of Punjab

....Respondent

BEFORE :- HON'BLE MR. JUSTICE SUDHIR MITTAL

Present:- Mr. Vijay K. Jindal, Advocate,
for the petitioner.

Mr. R.S. Sidhu, AAG, Punjab.

Sudhir Mittal, J. (Oral)

The petitioner seeks regular bail in FIR No.204 dated 24.10.2018 registered at Police Station Cantonment Amritsar, under Sections 21, 25 and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985.

Learned counsel for the petitioner submits that the petitioner has been in custody for more than one year and there is no other case pending/decided against him either under the NDPS Act, 1985 or any other Statute. The trial is likely to take a long time to be concluded as no witness has been examined out of total 17 PWs. Recovery has been effected from the co-accused, who was riding pillion on the scooter. Thus, regular bail be granted to the petitioner.

Custody certificate dated 18.11.2019 prepared by Sh. Baljeet Singh, Deputy Superintendent, Central Jail, Amritsar, has been filed in Court and the same is taken on record. According to this certificate, the petitioner

has undergone actual custody of one year and fifteen days.

In this view of the matter as well as the fact that there is no other criminal case pending/decided against him, and also that the trial is not likely to be concluded at an early date as even according to the State, 16 PWs remained to be examined, I deem it appropriate to release the petitioner on regular bail.

Accordingly, 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/CJM, Amritsar.

November 18, 2019
poonam

(SUDHIR MITTAL)
JUDGE

Whether Speaking/Reasoned

Yes

Whether Reportable

No