

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

**CRM-M No.62022 of 2018 (O&M)
Date of decision : 14.01.2019**

Roop Lal Petitioner

versus

State of Punjab Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present: Mr. Ketan Antil, Advocate for
Mr. Zorawar Singh, Advocate
for the petitioner.

Mr. Ramandeep Sandhu, Senior DAG, Punjab.

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case F.I.R. No.242 dated 08.10.2015 registered under Sections 21/22/61/85 of NDPS Act, 1985 at Police Station Phillaur, District Jalandhar.

Custody certificate dated 13.01.2019 by way of affidavit of Navinder Singh, PPS, Deputy Superintendent, Central Jail, Kapurthala on behalf of State has been filed and the same is taken on record. Copy supplied to the counsel opposite.

Learned counsel for the petitioner states that the petitioner had been released on regular bail but could not appear before the trial Court on 11.05.2017 and was declared a proclaimed offender but surrendered himself on 15.01.2018. It is argued that in view of the period of detention and the

recovery, the petitioner deserves to be released on regular bail.

On the other hand learned Senior Deputy Advocate General on instructions from ASI Ravinder Singh has argued that it was not a case where the petitioner could not appear due to any circumstances beyond his control but he had just jumped the bail and another case is pending against him. He has further stated that only 7 official witnesses remain to be examined and instead of releasing the petitioner on bail, it would be appropriate to put a time cap on the trial and in case the petitioner does not obstruct the trial the prosecution will lead its entire evidence on or before 30.04.2019 and till such time the bail should not be granted to the petitioner.

I find this to be a fair submission. In the circumstances, in view of the undertaking given by the learned Senior Deputy Advocate General, it is directed that in case the prosecution does not lead its entire evidence on or before 30.04.2019 (subject to the accused not obstructing the same) the petitioner be released on bail to the satisfaction of the trial Court.

Petition stands disposed of in the above terms.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

(**AJAY TEWARI**)
JUDGE

14.01.2019
Pooja sharma-I

Whether speaking/reasoned Yes/No

Whether Reportable : Yes/No