

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

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**CRM-M-1215-2020(O&M)
Date of Order:18.12.2020**

BEANT SINGH

..Petitioner

Versus

STATE OF HARYANA

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Arshdeep Singh Brar, Advocate,
for the petitioner.

Mr. Rohit Arya, DAG, Haryana

ANIL KSHETARPAL, J(Oral)

The hearing of the case was held through video conference on account of restricted functioning of the Courts.

This is second petition for grant of bail to the petitioner pending trial in a criminal case arising from FIR No.110, dated 21.05.2019, registered under Section 15 of the Narcotic Drugs and Psychotropic Substances Act, 1985, at Police StationKalan Wali, District Sirsa.

The first bail petition filed by the petitioner was dismissed on 18.09.2016 with the following order:-

“Petitioner prays for grant of regular bail in FIR No.110, dated 21.5.2019, registered under Sections 15/16/61/85 of the Narcotic Drugs and Psychotropic Substances Act, 1985, at Police Station Kalanwali, District Sirsa.

As per the case of prosecution, 35 kgs. of poppy husk was recovered from the possession of the petitioner.

Learned counsel for the petitioner submits that the quantity recovered is non-commercial.

On the other hand, learned counsel for the State, on instructions from SI Khetu Ram, submits that the petitioner is accused in three more cases under the Narcotic Drugs and Psychotropic Substances Act, pending in State of Punjab.

Keeping in view the aforesaid facts, this Court is not inclined to grant concession of regular bail to the petitioner at this stage and accordingly, the petition is dismissed.”

Learned counsel for the petitioner contends that the petitioner is in custody for more than 1 year and 6 months, however, the trial of the case has not made any progress. He further submits that the recovery from the petitioner falls in the category of non-commercial.

On the other hand, Sh. Rohit Arya, Deputy Advocate General, Haryana, has informed the court that the petitioner is a habitual offender as he is involved in as many as 4 more criminal cases apart from this one under the Narcotic Drugs and Psychotropic Substances Act, 1985.

Keeping in view the aforesaid facts, this court is not inclined to grant the concession of bail to the petitioner.

Dismissed.

However, learned trial court is requested to expedite the trial of the case after normal functioning of the court resumes.

December 18, 2020
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(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No