

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

CRM-M-11136-2020(O&M)

Date of decision: 09.11.2020

Sarwan Singh @ Kala

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Arpan Sabharwal, Advocate for the petitioner.

Mr. Randhir Singh Thind, DAG Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

The petitioner has filed this petition under Section 439 of Cr.P.C. for grant of regular bail in case FIR No. 45 dated 18.04.2019 registered under Section 22 of the NDPS Act, at Police Station Kartarpur, District Jalandhar.

Learned counsel for the petitioner states that the alleged recovery of 30 injections of Buprenorphine (Rexogesic) of 2 ML each and 30 injections of Avil of 10 ML each was effected from the petitioner. The petitioner has been in custody since 11.04.2019. The petitioner is suffering from Tuberculosis (T.B.) and due to non-availability of proper treatment in the hospital his health is deteriorating day by day.

Additionally, the learned counsel for the petitioner prays for grant of regular bail on the ground of massive spread of Covid-19 cases.

Copy of custody certificate by way of affidavit dated 08.11.2020 of the Deputy Superintendent, Central Jail, Kapurthala, submitted by the learned State counsel through email, is taken on record.

Learned State counsel, on instructions from SI Kulbir Singh, submits that the petitioner is involved in two other cases and the prosecution witnesses are yet to be examined. The charges has been framed. The recovered contraband falls under the commercial quantity.

I have heard the learned counsel for the parties.

The recovered contraband falls under the commercial quantity and the petitioner is involved in 2 other cases. Moreover, the prayer of the petitioner for release on bail on Covid-19 ground does not have any merit either.

Therefore, I do not find any ground to grant him the concession of regular bail.

In view of the above, the present petition is dismissed.

(HARNARESH SINGH GILL)
JUDGE

09.11.2020

Mangal Singh

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No