

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-8518-2020 (O&M)

DATE OF DECISION: 07.10.2020

BUDH SINGH BRAR

... Petitioner (s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Pardeep Singh, Advocate
for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking regular bail in FIR No.195 dated 21.08.2019, under Sections 22 and 25 of the NDPS Act, 1985, registered at Police Station Canal Colony, District Bathinda.

Learned counsel for the petitioner contends that it is alleged in the FIR that the petitioner had run away from the spot and no recovery has been effected from him. He further contends that recovery of 22 vials, 100 ml each of onerex containing codeine phosphate along with carisoma tablets was effected from the co-accused Gaurav Kumar @ Babu and Harmeet Singh @ Mintu. Carisoma is not covered under the NDPS Act. He also contends that as per his instructions, another case under the NDPS Act was registered against the petitioner and he has been acquitted in that case. He also contends that the petitioner is in custody for over 1 year and 1 month.

Learned State counsel upon instructions from SI Satpal Singh contends that although challan has been filed but no prosecution witness has

been examined. As per custody certificate, the petitioner is in custody for 1 year, 1 month and 11 days.

Heard through video conferencing.

In view of the submissions of the learned counsel for the petitioner, especially when the petitioner is in custody for over 1 year and 1 month, the COVID-19 pandemic and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

07.10.2020.

SwarnjitS

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