

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

203

CRM-M-13382-2020

Date of decision: 11.06.2020

Birmati @ Veermati

....Petitioner

versus

State of Haryana

....Respondent

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Virender Soni, Advocate
for the petitioner.

Mr. Sukhdeep Parmar, DAG, Haryana.

GIRISH AGNIHOTRI, J. (Oral)

The matter has been taken up through video-conferencing on account of lockdown due to outbreak of pandemic COVID-19.

Petitioner-Birmati @ Veermati has filed the present petition *inter alia* praying for regular bail in case FIR No.2 dated 03.01.2020 under Sections 22(c) of Narcotic Drugs & Psychotropic Substances Act, 1985, registered at Police Station Garhi, District Jind.

Learned counsel for the petitioner based on the pleadings submits that the petitioner is a lady, who is stated to be aged 45 years. He submits that the petitioner was arrested on 03.01.2020 and the challan was presented on 05.03.2020. He further submits that there are total 14 witnesses but none has been examined till date. He submits that due to the present COVID-19 situation, trial is likely to take some time. He submits that the alleged

recovery is of two salts and if separately considered, they are non-commercial in quantity. He further submits that even if applying the percentage formula and if the both salts are combined, it comes to 108 and being a marginal case, the petitioner be granted regular bail.

In view of the peculiar facts as noticed above, considering the existing situation due to COVID-19 and the fact that trial is likely to take some time, this Court deems it appropriate to direct the release of the petitioner on regular bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate concerned, subject to his furnishing bail bonds/surety bonds. However, it is made clear that anything observed herein shall not be construed as an expression of opinion on merits of the case.

The petition stands disposed of accordingly.

(GIRISH AGNIHOTRI)
JUDGE

11.06.2020

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Whether speaking/ reasoned:
Whether Reportable:

Yes/No
Yes/No