

In virtual Court

CRM-M-13457-2020

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-13457-2020 (O&M)
Date of decision: 02.12.2020

Rajwinder Kaur

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. R.P. Dhir, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.22 dated 16.02.2020 under Section 22/61/85 of NDPS Act, registered at Police Station Garhshankar, District Hoshiarpur.

Learned counsel for the petitioner submits that as per allegations in the FIR, recovery is of 12 injections of Buprenorphine IP 2ml each. It is further submitted that till date, charges have not been framed, therefore, no PW has been examined. It is also submitted that the petitioner is in custody for the last about 09 months.

Learned State counsel has, however, submitted that the petitioner is involved in two more cases, though she is on bail in those cases, as recovery is of non-commercial quantity.

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After hearing learned counsel for the parties and without commenting anything on merits of the case, considering the fact that due to COVID-19 situation, trial is not progressing and even the charges have not been framed and also considering the fact that the petitioner is in custody for the last about 09 months, this petition is partly allowed and the petitioner is directed to be released on interim bail till 30.04.2021 subject to furnishing her bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate, concerned.

It will be open for the trial Court either to grant extension of interim bail assessing the circumstances and evidence or dismiss the bail, in accordance with law.

[ARVIND SINGH SANGWAN]
JUDGE

02.12.2020
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No