

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

Sr. No.203

CRM-M-13201-2020

DATE OF DECISION: 22.09.2020

LAKHVIR SINGH

..PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. C.S. Jattana, Advocate, for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab.

SUDHIR MITTAL, J. (ORAL)

The petitioner seeks grant of regular bail in case FIR No. 253 dated 14.11.2019 registered at Police Station Sadar Jagroan, District Ludhiana, under Sections 22 & 25 of the NDPS Act, 1985.

Learned counsel for the petitioner submits that the petitioner has been in custody for over 10 months. The trial is not likely to be concluded at an early date as even charges have not been framed as yet. Thus, the petitioner may be granted regular bail.

Custody certificate dated 22.09.2020 has been submitted in Court. The same is taken on record. According to this certificate, the petitioner has undergone actual custody of 10 months and 01 day and there is one other case under the NDPS Act, 1985 pending against him.

In response, learned counsel for the petitioner submits that the petitioner is on bail in the said case and no recovery of any intoxicating material was made from him. In fact, the petitioner was arrested in the said case on account of alleged recovery of liquor. Thus, it is misnomer to say that the petitioner is involved in another case under the NDPS Act, 1985.

It is thus evident that the trial is not likely to be concluded at an early. The petitioner has been in custody for 10 months and 01 day and there is one other case under the NDPS Act, 1985 pending against him, in which he is on bail. Thus, I deem it appropriate to grant him regular bail.

Accordingly, the petition is allowed and the petitioner is directed to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

22.09.2020
Ankur

(SUDHIR MITTAL)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No