

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

210

CRM-M-13307-2020

DATE OF DECISION: 17.11.2020

ROSHAN@ROSHI

... Petitioner (s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Nitin Rampal, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking regular bail in FIR No.86 dated 10.07.2019, under Section 15 of the Narcotic and Psychotropic Substance Act, 1985, registered at Police Station City Fazilka, District Fazilka.

Learned counsel for the petitioner contends that the allegations in the FIR are that 10 bags each containing 20 kg of poppy husk were allegedly recovered from the truck which was allegedly driven by the co-accused and the petitioner was the cleaner of that truck. He further contends that the petitioner is the sole bread winner of his family. He is not involved in any other case under the NDPS Act. The petitioner is in custody for over 1 year and 4 months.

Learned State counsel, upon instructions from SI Krishan, contends that although challan has been filed but no prosecution witness has been examined.

Heard through video conferencing.

In view of the submissions of the learned counsel for the petitioner, especially when the petitioner is the sole bread winner of his family, he is in custody for over 1 year and 4 months, he is not involved in any other case under the NDPS Act, 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

17.11.2020.

SwarnjitS

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