

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

216

CRM-M-13908 of 2020

Date of Decision: 14.08.2020

Jai Vijay Singh

.... Petitioner

Versus

State of Punjab

.... Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Umesh Aggarwal, Advocate
for the petitioner.

Mr. S.S. Deol, DAG, Punjab.

SUDIP AHLUWALIA, J (ORAL)

The instant Petition has been filed under Section 439 of the Code of Criminal Procedure seeking Regular Bail on behalf of the Petitioner in case FIR No.108 dated 01.04.2019, registered under Section 20 of NDPS Act, at Police Station Phillaur, District Jalandhar Rural.

2. Learned counsel for the petitioner submits that petitioner was arrested on 01.04.2019. 7 (seven) kgs. of Charas was allegedly recovered from him which undoubtedly is a commercial quantity.

3. After completion of investigation, challan against him has already been submitted but evidence from the prosecution side is still to commence as the Courts are not functioning in the normal manner on account of onset of Covid-19 Pandemic.

4. Custody certificate of the petitioner goes to reveal that he was earlier involved in 3 other cases under the NDPS Act and all are of the year 2018 lodged at Police Station Gharinda, District Amritsar. It is, however,

seen that he is on bail in FIR No.45 of 2018 of Police Station Gharinda and that in each of these three cases, he was arrested on the strength of Production Warrant and was not directly apprehended.

5. In the circumstances and without commenting upon the other merits of the case, at this stage, this Court is of the opinion that further detention of the Petitioner for an indefinite period is not justified. As such, he is ordered to be released on regular bail subject to his furnishing Personal and Surety Bonds and to the satisfaction of the Ld. Trial Court/Duty Magistrate concerned.

6. Disposed off.

(SUDIP AHLUWALIA)
JUDGE

14.08.2020

D.Bansal

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No