

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-13736-2020 (O&M)

Date of Decision: 16.06.2020

Jaspal Singh @ Tota

... Petitioner

VS.

State of Punjab

... Respondent

CORAM: HON'BLE MR.JUSTICE GIRISH AGNIHOTRI

Present: Mr. MK Dhot, Advocate for the petitioner

Mr. HS Sullar, DAG Punjab

GIRISH AGNIHOTRI, J. (Oral)

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

The petitioner Jaspal Singh @ Tota aged 23 years has filed the present petition *inter alia* with a prayer for grant of regular bail. He has been allegedly involved in case FIR No.218 dated 14.12.2018 under sections 22/29 of the NDPS Act registered at PS Sadar Dhuri, District Sangrur.

Learned counsel for the petitioner based upon the pleadings submits that the petitioner was arrested on 14.12.2018. Counsel submits that challan has been presented however in spite that there are 15 witnesses and only 2 witnesses have been examined till date. Counsel further submits that there is no other case of NDPS Act against the petitioner. It is urged that the petitioner has been regularly appearing before the trial court and shall continue to do so and will not misuse the concession of bail.

He then submits that due to COVID situation retention of the petitioner in jail is dangerous to his life and otherwise also the trial is likely to take some time.

In view of the above, this Court deems it appropriate to release the petitioner on regular bail subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the Duty Magistrate/trial court concerned.

It is clarified that in case the petitioner is found involved in any other NDPS case, the prosecution shall be at liberty to move for cancellation of bail of the petitioner.

However, it is made clear that anything observed herein shall not be construed to be an expression on merits of the case.

Disposed of.

16.06.2020

vishal shonkar

1. Whether speaking/reasoned?

2. Whether reportable?

(Girish Agnihotri)
Judge

Yes/No

Yes/No