

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

Sr. No.210

CRM-M-15966-2020

DATE OF DECISION: August 11, 2020

BALWANT RAM

..PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Ms. Riffi Birla, Advocate, for the petitioner.

Mr. Ajay Pal Singh Gill, DAG, Punjab.

SUDHIR MITTAL, J. (ORAL)

The petitioner seeks grant of regular bail in case FIR No. 16 dated 04.02.2020 registered at Police Station Sadar Abohar, District Fazilka, under Section 22 of the NDPS Act, 1985.

2. Learned counsel for the petitioner submits that the petitioner has been in custody in excess of 06 months. The quantity recovered from him is marginally higher than the commercial quantity. The trial is not likely to be concluded at an early date as charges have not yet been framed. There is no other criminal case pending against the petitioner and thus, he deserves the concession of regular bail.

3. Custody certificate dated 10.08.2020 has been filed in Court. The same is taken on record. According to this certificate, the petitioner has undergone actual custody of 06 months and 04 days and there is no other criminal case pending against him.

CRM-M-15966-2020

4. Learned State counsel concedes that charges have not yet been framed.

5. Keeping in view the custody period, the fact that there is no other criminal case pending against the petitioner as well as the fact that the trial is not likely to be concluded at an early date, I deem it appropriate to release the petitioner on regular bail.

6. 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.

August 11, 2020
Ankur

(SUDHIR MITTAL)
JUDGE

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