IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 215 CRM-M-16569-2020
Date of decision : 14.10.2020

Ravinder Singh @ Raja ..... Petitioner

VERSUS

State of Punjab ..... Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.A.S.Dhaliwal, Advocate, for the petitioner.

Mr.Jagmohan Ghumman, DAG, Punjab.

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DEEPAK SIBAL, J. (ORAL)

Case taken up through video conferencing.

The present petition has been filed under Section 439 Cr.P.C. for the grant of regular bail in FIR No.138 dated 23.08.2019, registered under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short, the 'NDPS Act') at Police Station Jaito, district Faridkot.

Seeking regular bail for the petitioner learned counsel submits that the petitioner has been falsely implicated in the present case; his actual custody period is about eleven months; he is not involved in any other case under the NDPS Act; while he was on interim bail he has not misused the concession thereof and that since nine prosecution witnesses remain to be examined his trial is likely to take a long time to conclude.

Learned State counsel opposes the grant of bail to the petitioner on the ground that the petitioner has been found in illegal possession of 356 grams of Colovidol-100 SR tablets.

The petitioner has been in custody for the last about eleven months; he is not involved in any other case under the NDPS Act and that nine prosecution witnesses remain to be examined therefore his trial is likely to take a long time to conclude especially in the present circumstances when the world is facing the COVID-19 pandemic.

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In view of the above, the present case is considered to be a fit one in which the petitioner be directed to be released on regular bail. Resultantly, subject to the satisfaction of the CJM/Duty Magistrate, Faridkot the petitioner is directed to be released on bail.

It is clarified that the above observations have been made only for the limited purpose of deciding the present regular bail application and the same would not be construed to be an expression of opinion on the merits of the case.

14.10.2020 [DEEPAK SIBAL]
shamsher JUDGE

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

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