

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

CRM-M-17770-2020

Date of Decision: 23.07.2020

Veena Kaur alias Vina Kaur

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Brijesh Nandan, Advocate,
for the petitioner.

Mr. V.G. Jauhar, Sr. D.A.G., Punjab.

AMOL RATTAN SINGH, J. (ORAL)

All cases listed today have been taken up for hearing by way of video conferencing because of the situation existing due to the COVID-19 pandemic.

This petition has been filed under the provisions of Section 439 of the Cr.P.C. for grant of 'regular bail' to the petitioner, upon FIR no. 83, dated 10.07.2018, having been registered at Police Station Jhabal, District Tarn Taran, for the alleged commission of offences punishable under Sections 22/61/85 of the NDPS Act, 1985.

Learned counsel for the petitioner submits that the petitioner has been in custody for more than two years now, with no other criminal case registered against her, with this court already having admitted her husband to bail in the same circumstances, upon him having filed CRM-M-15640 of -2020.

Though learned State counsel submits that the recovery of the contraband is above commercial quantity, he naturally could not deny the factual

position as regards the custody of the petitioner and the fact that there is no other criminal case registered against her, and further, despite the report under Section 173 (2) of the Cr.P.C. having been submitted in January 2019 to the competent court, only one prosecution witness has been examined so far.

Consequently, without making any comment on the actual merits of the case for or against the petitioner, simply because the trial is likely to take long as yet, especially with the ongoing pandemic, the petition is allowed. The petitioner shall be admitted to bail upon her furnishing adequate bail bonds and surety bonds to the satisfaction of the learned trial court/Chief Judicial Magistrate/Duty Magistrate, concerned.

July 23, 2020
nitin//

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned	Yes
Whether Reportable	No.