

S.No.105

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

CRM-M-19847 of 2020 (O&M)

Date of Decision:22.07.2020

Pavittar Singh @ alias Babbu

.....Petitioner

Vs.

State of Punjab

.....Respondent

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IN VIRTUAL COURT
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CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. P.P.S. Duggal, Advocate for the petitioner.

Rajbir Sehrawat, J.(Oral)

The present third petition has been filed by the petitioner under Section 439 Cr.P.C for grant of bail pending trial to the petitioner in case FIR No.56 dated 12.03.2018 registered under Sections 21, 25, 29 of NDPS Act at Police Station Sadar Tarn Taran, District Tarn Taran.

A perusal of the record shows that while considering earlier bail application filed by the present petitioner, this Court had directed the trial Court to complete the prosecution evidence within a period of three months. Even the coercive directions were issued to arrest the witnesses if they did not appear within the said period of three months. Now the counsel for the petitioner has pointed out that, the entire evidence of the prosecution has already been recorded; pursuant to the order passed by this Court. Even the statement of the accused/ petitioner under Section 313 Cr.P.C has been recorded by the trial Court. Only the arguments are to be heard and the case is to be decided. But due to unfortunate situation arising from Covid-19 Pandemic, the trial Court has not been able to take up the case for final hearing.

Learned counsel for the petitioner has submitted that since the petitioner has been in custody for more than two years now, therefore, the petitioner would be satisfied if his case is taken up for arguments by the trial Court and a final decision is taken thereon. Hence, it is prayed by the counsel that the trial Court be directed to hear the arguments and complete the trial within a time bound manner.

Having considered the entire situation, this Court does not find it appropriate to give a time bound direction to the trial Court to complete the trial. However, the trial Court is requested to make a sincere effort to hear the arguments and to conclude the trial at the earliest possible

With the above-said observations, the present petition is disposed of.

July 22, 2020
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(RAJBIR SEHRAWAT)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No