

In virtual Court

CRM-M-20323-2020

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-20323-2020 (O&M)
Date of decision: 10.08.2020

Piara Lal

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. H.S. Dhindsa, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.68 dated 06.03.2019 under Section 18-61-85 of NDPS Act, registered at Police Station Model Town, District Hoshiarpur.

Learned counsel for the petitioner submits that as per allegations in the FIR, Inspector Mohan Lal stopped the petitioner on suspicion and was asked by Duty Officer Inspector Bharat Masih to be searched by a Magistrate or a Gazetted Officer. Thereafter, DSP was called at the spot and upon search, 7 kg 10 gram of opium was recovered. It is further submitted that the petitioner is in custody since 06.03.2019; he is first offender and is not involved in any other case.

Learned State counsel has filed the custody certificate dated

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08.08.2020 in the Court today and as per this custody certificate, the petitioner is in custody for the last 01 year, 04 months and 28 days. Learned State counsel, on instructions from the Investigating Officer, submits that till date, out of total 10 prosecution witnesses, none has been examined due to COVID-19 situation in the country.

After hearing learned counsel for the parties, this petition is disposed of and the petitioner is directed to be released on interim bail till 10.01.2021 subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaqa Magistrate.

In case the trial is not completed and some legal evidence has come against the petitioner, he will move fresh application before the trial Court for extension of time, which will be decided on merits without being influenced by interim bail granted by this Court vide this order.

[ARVIND SINGH SANGWAN]
JUDGE

10.08.2020
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No