

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

CRM-M-21134-2020
Date of decision: 11.8.2020

Jand Singh

.....Petitioner.

vs.

State of Punjab

.....Respondent.

CORAM: - HON'BLE MR. JUSTICE SANJAY KUMAR

Present: - Mr. Tarun Sharma, Advocate for the petitioner.

Mr. M.S. Dullat, Additional Advocate General, Punjab.

.....

Sanjay Kumar, J. (ORAL)

The petitioner is one of the accused in FIR No. 0063 dated 27.7.2019 on the file of Police Station Lakho Ke Behram, District Ferozepur, registered under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (*for short*, 'the Act of 1985'). By way of the present petition, he seeks grant of regular bail under Section 439 Cr. P.C.

The petitioner has been in custody since 27.7.2019. He is aged about 60 years. As per the Custody Certificate dated 10.8.2020, no other case has been registered against him, be it under the Act of 1985 or any other penal laws. Though the quantity of drugs allegedly seized exceeds the commercial quantity prescribed under the Act of 1985, the prosecution will have to establish the petitioner's link with these drugs as there is no clear indication thereof. There is no possibility of a speedy trial being undertaken at this stage due to the COVID-19 Pandemic. Considering his age, the petitioner would be entitled to relief, subject to conditions.

The petition is accordingly allowed directing the release of the petitioner on regular bail in FIR No. 0063 dated 27.7.2019 on the file of

Police Station Lakho Ke Behram, District Ferozepur, upon his furnishing a personal bond for a sum of Rs. 50,000/- along with two sureties for a like sum each to the satisfaction of the Illaqa/Duty Magistrate concerned. Further, the petitioner shall not cause any threat, inducement or promise to any person connected with the case.

(SANJAY KUMAR)
JUDGE

11.8.2020

preeti

whether speaking/non speaking

yes/no

whether reportable/non reportable

yes/no