

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Sr. No.211

CRM-M-23714-2020

Date of decision : 28.8.2020

Pawan Kumar

..... Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. P.S. Sekhon, Advocate, for the petitioner.

Mr. A.P.S. Gill, DAG, Punjab.

SUDHIR MITTAL, J. (Oral)

The petitioner seeks regular bail in case FIR No.253 dated 14.11.2019, registered at Police Station Sadar Jagraon, District Ludhiana (Rural), under Sections 22, 25 and 29 of NDPS Act, 1985.

Learned counsel for the petitioner submits that the petitioner has been in custody in excess of 09 months. The trial is not likely to be concluded at an early date as even, charges have not been framed as yet. The petitioner has been nominated as an accused on the disclosure statement of a co-accused and thus, false implication cannot be ruled out.

Custody certificate dated 28.8.2020, has been submitted by the learned State counsel in Court and the same is taken on record. According to this certificate, the petitioner has undergone actual custody for 09 months and 07 days and there is no other criminal case pending against him. One conviction has been recorded against the petitioner, in which, he has already undergone the sentence.

In view of the fact that the trial is not likely to be concluded at an early date and that the petitioner has been in custody for over 09 months now, I deem it appropriate to allow this petition. Accordingly, the petition

bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate,
concerned.

(SUDHIR MITTAL)
JUDGE

28.8.2020
Ramandeep Singh

Whether speaking / reasoned
Whether Reportable

Yes / No
Yes/ No