

In virtual Court

CRM-M-25314-2020

-1-

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-25314-2020 (O&M)

Date of decision: 16.12.2020

Makhan Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Kuldip Singh, Advocate
for the petitioner.

Mr. S.S. Cheema, AAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

This is 2nd petition for grant of regular bail in FIR No.86 dated 19.07.2019 under Section 22 of NDPS Act, registered at Police Station Sadar Jalalabad, District Fazilka.

It is worth noticing that co-accused Surjeet Singh has obtained regular bail vide order dated 30.09.2020 passed in CRM-M-27070-2020 on account of misrepresentation of facts.

Learned counsel for the petitioner submits that the petitioner is aged about 69 years and as per allegations in the FIR, the police party apprehended three persons namely Surjeet Singh, Bhajan Singh and petitioner Makhan Singh and 50 tablets of tramadol and 75 tablets of alprazolam were recovered. It is further submitted that the petitioner is in custody for the last

In virtual Court

CRM-M-25314-2020

-2-

more than 01 year and 05 months and is not involved in any other case. It is also submitted that the trial is delayed on account of COVID-19 situation and no evidence is being recorded.

Learned State counsel has fairly conceded that though the charges were framed, however, till date, no prosecution witness has been examined.

After hearing learned counsel for the parties, without commenting upon merits of the case and considering the aforesaid submissions, this petition is disposed of and the petitioner is directed to be released on interim bail till 26.05.2021 subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Illaq Magistrate, concerned.

However, the trial Court, after assessing the situation, if the trial has not started in ordinary course and the evidence is recorded, may cancel or may continue the interim bail granted to the petitioner till further orders.

**[ARVIND SINGH SANGWAN]
JUDGE**

16.12.2020
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No