

Gurmeet Kaur

.....Petitioner

versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Parvesh Sachdeva, Advocate
for the petitioner

Mr. Pawan Sharda, Sr. DAG Punjab

Sudhir Mittal, J. (Oral)

This is the second petition for grant of regular bail in case FIR No. 102 dated 16.09.2019 registered under Section 22/61 of the NDPS Act, 1985 at Police Station Sadar Abohar, District Fazilka, Punjab.

Learned counsel for the petitioner submits that the petitioner has been in custody in excess of eight months. The trial is not likely to be concluded at an early date as examination of PWs has not yet commenced.

In the first petition filed by the petitioner, interim bail was granted till the receipt of report of the FSL, where after the petitioner has surrendered. Since there are no other cases pending against the petitioner and the trial is not progressing at all, she may be released on regular bail.

Custody certificate dated 31.08.2020 has been submitted in the Court. The same is taken on record. According to this custody certificate, the petitioner has undergone actual custody of 8 months and 12 days and there is no other case under the NDPS Act pending against her.

Learned State counsel concedes that examination of PWs has not yet commenced.

It is evident that the trial is not likely to be concluded at an early date. Keeping in view the custody already undergone by the petitioner as well as the fact that there are no other criminal cases pending against her, I deem it appropriate to grant regular bail to the petitioner.

Accordingly, the petition is allowed and the petitioner is directed to be released on regular bail on her furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

September 01, 2020

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[SUDHIR MITTAL]

JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No