

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

(Heard through VC)

CRM-M-36681 of 2020 (O&M)
Date of Decision: November 23, 2020

Gurpreet Singh @ Ghargheen

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Anil Kumar Singh Goyat, Advocate
for the petitioner.

Ms. Monika Jalota, DAG Punjab.

JAISHREE THAKUR, J. (Oral)

CRM-28400-2020

Allowed as prayed for.

FSL report is taken on record as Annexure P-3, subject to
all just exceptions.

CRM-M-36681-2020

The instant petition has been filed under Section 439
Cr.P.C. for grant of regular bail to the petitioner in case FIR No.16
dated 07.02.2019, under Section 22 of NDPS Act, registered at Police
Station Maur, District Bathinda.

Learned counsel for the petitioner contends that the

petitioner herein was taken into custody in the aforesaid FIR on 07.02.2019. It is submitted that the petitioner has been falsely implicated in the present case. It is argued that a reading of the FSL report would show that only ten tablets were sent for the analysis whereas, recovery of 450 tablets was shown from possession of the petitioner, which is against the law settled by this court in case of *State of Punjab vs. Dharam Singh, 2010(3) RCR CrI. 94*. It is also contended that because of limited working of the courts due to Covid-19 pandemic, it will take sufficient time to conclude the trial, as such, the petitioner is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from ASI Gurtej Singh, opposes the grant of regular bail to the petitioner. However, she was not in a position to controvert the judgment relied upon by counsel for the petitioner.

I have heard learned counsel for the parties.

In view of the facts that the petitioner herein has been in custody since 07.02.2019 and that because of limited working of the courts on account of Covid-19 pandemic, it will take sufficient time to conclude the trial, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

However, anything observed or said by this court is only for the purpose of deciding the instant petition for grant of regular bail and the same shall have no affect on the merits of the case.

November 23, 2020
vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No