

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

207

CRM-M No.40162 of 2020 (O&M)
DATE OF DECISION : 10th DECEMBER, 2020

Mahesh Kumar Arora @ Gori Arora

.... Petitioner

Versus

State of Punjab

.... Respondent

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

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In virtual Court

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Present : Mr. R. P. Dhir, Advocate for the petitioner.

Mr. S.P.S. Tinna, Addl. AG, Punjab.

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RAJBIR SEHRAWAT, J. (Oral)

The present third petition has been filed by the petitioner under Section 439 Cr.P.C. for grant of bail pending trial in case FIR No.140 dated 02.09.2017 registered under Section 22 of the Narcotics Drugs & Psychotropic Substances Act, 1985 and Section 207 of Motor Vehicle Act, at Police Station Mukerian, District Hoshiarpur.

At the outset, the counsel for the petitioner submits that earlier also an application for bail pending trial was filed by the petitioner. The same was dismissed because the State had made a statement that only three witnesses were left to be examined. However, the said witnesses have yet not been examined. It is further submitted that the petitioner is ready to give his consent to participate in the physical hearing before the trial court and to cross-examine the witnesses

of the prosecution. Hence, the petitioner be permitted to withdraw the present petition but the trial court be directed to consider the prayer of the petitioner qua proceeding further with the trial.

In view of the above, the present petition is dismissed as withdrawn.

However, the trial court is directed to consider the prayer of the petitioner for proceeding further with the trial if the petitioner furnishes his consent before the trial court to the aforesaid effect and if it is possible for the trial court to do so in view of the prevalent COVID-19 pandemic situation.

10TH DECEMBER, 2020
‘raj’

(RAJBIR SEHRAWAT)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>