

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

CRM-M No.36687 of 2019

Date of Decision:26.08.2020

DEEPAK KUMAR

...Petitioner

Versus

STATE OF PUNJAB

..Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Jashandeep Singh Sandhu, Advocate
for the petitioner.

Mr. J.S.Ghumman, DAG, Punjab

DEEPAK SIBAL, J. (ORAL)

Case taken up through video conferencing.

The present petition has been filed under Section 439 Cr.P.C. for the grant of regular bail in FIR No140 dated 06.07.2019, registered under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Canal Colony Bathinda, District Bathinda.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case; he is in custody for about 1 year and 2 months; the mother of the petitioner is not only medically unfit but is also unable to walk as one of her knees has broken and there being no other male member in the family she needs the petitioner's support; investigation has been completed and therefore the petitioner is not in a position to influence the investigation and that the trial which is yet to

commence is likely to take a long time to conclude.

Learned State counsel opposes the grant of bail on the ground that 30 vials of Onerex have been found in the illegal possession of the petitioner.

The petitioner is in custody for about 1 year and 2 months; investigation has been completed and therefore the petitioner is not in a position to influence the investigation and the trial is likely to take a long time to conclude especially in the present circumstances when the world is facing the COVID-19 pandemic.

In view of the above, the present case is considered to be a fit one in which the petitioner be directed to be released on regular bail. Resultantly, subject to the satisfaction of the CJM/Duty Magistrate, Bathinda, the petitioner is directed to be released on bail.

It is clarified that the above observations have been made only for the limited purpose of deciding the present regular bail application and the same would not be construed to be an expression of opinion on the merits of the case.

August 26, 2020

Jyoti-IV

**(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No