

In the High Court of Punjab and Haryana at Chandigarh

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**CRM-17832-2020 in/and
CRM-M-40896-2019 (O & M)
Date of Decision: July 29, 2020**

SOHAN SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Jasvir Singh Dhaliwal, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

Heard through video conferencing.

CRM-17832-2020

This application is for preponement of the date of hearing in the main petition.

The main petition, due to general instructions pertaining to Covid 19 Pandemic, was adjourned to 05.10.2020.

Issue notice to the respondent.

At the asking of the Court, Mr. Dhruv Dayal, Senior DAG, Punjab. accepts notice on behalf of the State.

For the reasons stated in the application, the same is allowed and the date of hearing in the main petition is preponed from 05.10.2020 to today itself.

Main Case

The petitioner is seeking regular bail in FIR No.65 dated 03.07.2019, under Sections 15 of the NDPS Act, registered at Police Station Ajitwal, District Moga.

Learned counsel for the petitioner contends that the allegations in the FIR are that 70 kgs of poppy husk were recovered and 04 persons were arrested at the spot while 03 accused had run away. The petitioner is 67 years of age. He has filed a copy of Aadhar Card, which indicates that the petitioner's date of birth is 01.01.1953. The petitioner is in custody for over a year and is not involved in any other case under the NDPS Act.

Learned State counsel has filed custody certificate which indicates that the petitioner is in custody for 01 year, 01 month and 24 days. He upon instructions states that although the challan has been filed but no prosecution witnesses have been examined as yet.

Heard through video conferencing.

In view of the submissions of learned counsel for the petitioner, especially when the petitioner, who is 67 years of age, is in custody for over a year, Covid 19 pandemic and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

**(ANUPINDER SINGH GREWAL)
JUDGE**

July 29, 2020
A.Kaundal

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