

In the High Court of Punjab and Haryana at Chandigarh

203

CRM-M-44685-2019 (O & M)

Date of Decision: February 28, 2020

BINDER KUMAR @ BINDER

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. F.S. Virk, Advocate for the petitioner.

Mr. K.K. Bheniwala, Addl. AG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking regular bail in FIR No.3, dated 03.01.2019, under Section 22 of the NDPS Act, registered at Police Station Division No.6, District Ludhiana.

Learned counsel for the petitioner contends that the petitioner has been falsely implicated in the case and the recovery of 280 grams of heroin which has allegedly been effected from him is marginally higher than the threshold of 250 grams of commercial quantity. The petitioner is in custody since his arrest on 03.01.2019 and the trial has not made any progress.

Learned State counsel upon instructions from ASI Shokin Singh states that the petitioner is also involved in four other cases including one under the NDPS Act. He, however, contends that every effort shall be made to expedite the trial. He further states that 01 out of 11 prosecution witnesses has been examined.

Heard.

The allegations against the petitioner are that he was in possession of 280 grams of heroin which falls under the commercial quantity. The petitioner is also stated to be involved in another case under the NDPS Act. Therefore, I do not find it to be appropriate to grant the concession of bail to the petitioner.

The petition stands dismissed.

However, considering the fact that the petitioner is in custody for over a year, the trial Court is directed to complete the trial expeditiously.

(ANUPINDER SINGH GREWAL)
JUDGE

February 28, 2020
A.Kaundal

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