

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

203

CRM-M-49184-2019 (O&M)

DATE OF DECISION: 24.08.2020

PALO KAUR

... Petitioner (s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. B.S. Jatana, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking regular bail in FIR No.192 dated 25.10.2019, under Section 22 of the NDPS Act, 1985, registered at Police Station Bhikhi, District Mansa.

Learned counsel for the petitioner contends that the allegations against the petitioner are that she was found in possession of Clovidol tablets (Tramadol) with a total weight of 427.74 grams. Learned counsel further submits that the petitioner is a lady with three year old daughter who is also in jail with her. He also contends that the petitioner is not involved in any other case under the NDPS Act. Another FIR had earlier been registered against her but she had been acquitted in that case. She is in custody for about 10 months.

Custody certificate received through email is taken on record which indicates that the petitioner is in custody for 9 months and 27 days. Learned State counsel, upon instructions from ASI Baljinder Singh, states that charges have been framed but no prosecution witness has been examined.

Heard through video conferencing.

In view of the submissions of the learned counsel for the petitioner, especially when the petitioner is a lady with a minor child, she is in custody for about 10 months, no other case under the NDPS Act is pending against her, the 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 instant petition is allowed. The petitioner is ordered to be released on regular bail on her furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

Criminal miscellaneous application(s), if any, also stand disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

24.08.2020.
SwarnjitS

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