

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

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**CRM-M-3074-2020 (O&M)
Date of Decision: 29.01.2020.**

Obiji Chukwu Maje

....Petitioner.

Versus

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Gursimranjit Singh, Advocate for the petitioner.

Mr. Ramdeep Partap Singh, Deputy Advocate General, Punjab.

Suvir Sehgal, J. (Oral)

Present petition under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No.246 dated 08.10.2018 under Section 21 of NDPS Act, registered at Police Station Samrala, District Ludhiana.

Learned counsel for the petitioner submits that the petitioner is in custody since 08.10.2018 and despite the fact that the charges have been framed against him in March, 2019, no prosecution witness has been examined so far. He further submits that there is no other case pending against the petitioner.

Learned State counsel, on instructions ASI Kulwant Singh, submits that the challan was presented on 27.12.2018 and charges against the accused were framed on 20.03.2019 and he could not deny the fact that no prosecution witnesses has been examined so far. He, however, opposed the prayer for bail on the ground that the recovery was made from the person of the petitioner.

I have considered the rival submissions.

The petitioner is behind the bars for the last more than one year and three months and there is no other case pending against him. The trial of the case will take some more time and further detention of the petitioner will not serve any useful purpose.

Accordingly, the present petition is allowed. Petitioner is ordered to be admitted on regular bail on furnishing adequate bail bonds and surety bonds to the satisfaction of concerned learned trial Court.

(SUVIR SEHGAL)
JUDGE

29.01.2020

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Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No