

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

205

CRM-M-55487-2019

Date of decision: 05.11.2020

Amritpal Singh @ Amba

....Petitioner

versus

State of Punjab

....Respondent

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Manpreet Ghuman, Advocate for the petitioner.

Mr. Saurav Khurana, DAG, Punjab.

*(the aforesaid presence is being recorded through video
conferencing since the proceedings are being conducted in Virtual Court).*

GIRISH AGNIHOTRI, J. (Oral)

The matter has been taken up through video conferencing on account of restrictions due to outbreak of COVID-19 pandemic.

Petitioner – Amritpal Singh @ Amba, stated to be aged 25 years, has filed the present petition under Section 439 CrPC *inter alia* praying for grant of regular bail in case FIR No.27 dated 15.06.2019 under Sections 22 of NDPS Act, registered at Police Station Tallewal, District Barnala.

At the outset, learned counsel for the petitioner submits that the petitioner was arrested on 15.06.2019 and has been in custody for more than one year and four months. Learned counsel also submits that the petitioner has been falsely implicated in this case.

Learned State counsel, on instructions from ASI Sukhwinder Singh, submits that there is a recovery of commercial quantity of 22000

tablets of Tramadol Clovidol. He further submits that the investigation is complete and challan in this case was presented. There are total of 14 witnesses, but only 3 witnesses have been examined till date.

Learned counsel for the petitioner then submits that due to the present COVID-19 situation, detention of the petitioner in jail is dangerous to his life, therefore, petitioner may be granted concession of regular bail.

In view of the peculiar facts as noticed above, considering the existing situation due to COVID-19 and the fact that trial is likely to take some time, this Court deems it appropriate to direct the release of the petitioner on regular bail subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the Duty Magistrate/trial court concerned.

However, it is made clear that anything observed herein shall not be construed as an expression on merits of the case.

(GIRISH AGNIHOTRI)
JUDGE

05.11.2020

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No