

In the High Court of Punjab and Haryana at Chandigarh

CRM-M No. 802 of 2020 (O&M)

Date of Decision: 13.7.2021

Jassa Singh alias Kuldeep

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Manvinder Sidhu, Advocate
for the petitioner.

Mr. Ashok Singh Chaudhary, Addl. A.G, Haryana.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

CRM-17711-2021

This is an application under Section 482 CPC for preponement of the main case, which is fixed for hearing on 31.8.2021.

Notice of the application.

On the asking of the Court, Mr. Ashok Singh Chaudhary, Addl. A.G, Haryana accepts notice on behalf of the State.

Learned counsel for the applicant-petitioner prays that the date of hearing in the main case may be preponed from 31.8.2021 and the case may be taken up for final disposal today itself.

Learned State counsel does not have any objection to the prayer made by the learned counsel for the applicant-petitioner.

For the reasons mentioned in the application, the same is allowed.

Main case is preponed from 31.8.2021 and is taken up on board

for hearing today itself.

CRM-M-802-2020

The petitioner seeks regular bail in FIR No. 0107 dated 24.8.2019 under Section 22-B of the Narcotic Drugs and Psychotropic Substances Act, 1985 registered at Police Station Baragudha, District Sirsa.

Learned counsel for the petitioner submits that allegedly 1200 intoxicant tablets were recovered from the petitioner; that he has been falsely involved in the present case; that the petitioner has been in custody since 24.8.2019; and that there is no other case against him.

On the other hand, learned State counsel submits that the recovery effected from the petitioner falls under the commercial quantity. However, he has not disputed the fact that there is no other case against the petitioner. Learned State counsel further submits that in the present case, charges have been framed and out of 13 prosecution witness, none has been examined till date.

The petitioner has been in custody since 24.8.2019. In the present case, charges have been framed but out of 13 prosecution witnesses, none has been examined yet. The trial will take time to conclude because of Covid-19 pandemic. No useful purpose would be served by keeping the petitioner behind the bars.

Without commenting anything on the merits of the case, the petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate.

(HARNARESH SINGH GILL)
JUDGE

July 13, 2021
Gurpreet

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