

In virtual Court

CRM-M-5530-2020

-1-

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-5530-2020 (O&M)

Date of decision: 13.01.2021

Datar Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Nikhil Kumar, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

CRM-345-2021

For the reasons stated in the application, same is allowed and date
of hearing is preponed from 22.04.2021 to today.

CRM stands disposed of.

CRM-M-5530-2020

Prayer in this petition is for grant of regular bail in FIR No.117
dated 02.09.2019 under Section 22 of NDPS Act, registered at Police Station
Division No.7, Jalandhar, District Jalandhar.

Learned counsel for the petitioner submits that the petitioner is in
custody for the last 01 year, 04 months and 07 days and is not involved in any
other case. It is further submitted that though the charges are framed, however,

In virtual Court

CRM-M-5530-2020

-2-

no prosecution witness has been examined so far, as the trial is delayed due to COVID-19. It is also submitted that as per allegations in the FIR, the petitioner was arrested with 1320 capsules of Spasmo Proxivon Plus containing the salt of tramadol hydrochloride, which fall in the commercial quantity.

Learned State counsel has filed the custody certificate dated 12.01.2021 in the Court today and has not disputed the factual position.

I have heard learned counsel for the parties.

Though the work in the trial Court has started, however, considering the fact that due to heavy pendency and backlog of the cases, the trial is not likely to conclude in the near future, this petition is disposed of and the petitioner is directed to be released on interim bail till 31.05.2021 subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Illaq Magistrate, concerned.

However, the trial Court, after assessing the situation, if the trial has not started in ordinary course and the evidence is recorded, may cancel or may continue the interim bail granted to the petitioner till further orders.

[ARVIND SINGH SANGWAN]
JUDGE

13.01.2021
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No