

205

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.9965 of 2020 (O&M)

Decided on: 04.02.2021

Harpal Singh @ Pali

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : None.

ARVIND SINGH SANGWAN, J. (Oral)

In view of the resolution of the Bar, the Lawyers are abstaining from work.

Prayer in this petition is for grant of regular bail to the petitioner under Section 439 of the Code of Criminal Procedure (in short 'Cr.P.C.') in FIR No.20 dated 06.04.2019, for offence punishable under Sections 22/29/61/85 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (in short 'the NDPS Act') registered at Police Station Rureke Kalan, District Barnala.

Custody Certificate received through e-mail is taken on record.

As per the Custody Certificate, the petitioner – Harpal Singh has undergone 01 year, 09 months and 25 days.

Though, it is noticed in the last order that the co-accused Mora Kaur, stands convicted in another FIR, however, there is no other FIR pending against the petitioner under the NDPS Act.

Without commenting anything on merits of the case,

CASE HEARD THROUGH VIDEO CONFERENCING

considering the fact that the petitioner has undergone about 01 year and 10 months of judicial custody; the case, before the trial Court, is still at the stage of recording the prosecution evidence and the conclusion of the trial will take some time due to COVID-19 situation, this petition is partly allowed and the petitioner is directed to be released on interim bail till 31.05.2021 subject to his furnishing bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate.

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

04.02.2021

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Whether speaking/reasoned

Yes/No

Whether reportable:

Yes/No