

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

210

CRM-M-14310-2021 (O&M)

DATE OF DECISION: 16.07.2021

JASVIR SINGH @ NIKKA

... Petitioner(s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. D.N. Ganeriwala, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

Heard through video conferencing.

The petitioner is seeking regular bail in FIR No.155 dated 23.10.2020, under Sections 15(c)/22(c)/29 of the NDPS Act, 1985, registered at Police Station Khuian Sarwar, District Fazilka.

Learned counsel for the petitioner contends that the petitioner has been arraigned as an accused on the statement of the co-accused from whom 625 kg poppy husk and 40,000 intoxicant tablets were allegedly recovered. No recovery has been effected from the petitioner even after his arrest in this case. He is in custody for over 8 months.

Learned State counsel has filed the custody certificate which indicates that the petitioner is in custody for 8 months and 12 days. He, however, contends that the petitioner is involved in several other cases including those under the NDPS Act. He, upon instructions from HC Partap Singh, contends that challan has been filed but no prosecution witness has been examined.

Heard.

In view of the above, especially when no recovery has been effected from the petitioner, he is in custody for over 8 months, the COVID-19 pandemic and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

The petitioner shall appear before the SHO, Police Station Khuian Sarwar, Fazilka every alternate Monday. He shall also furnish his mobile number to the SHO and shall keep his mobile location on till the conclusion of the trial.

(ANUPINDER SINGH GREWAL)
JUDGE

16.07.2021

SwarnjitS

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