

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

203

CRM-M-19895-2021 (O&M)

Date of decision: 25.05.2021

Jasbir Singh @ Jassi

.....Petitioner

versus

State of Punjab

....Respondent

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Deepak Verma, Advocate
for the petitioner.

Ms. Rashmi Attri, AAG, Punjab.

GIRISH AGNIHOTRI, J. (Oral)

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

Petitioner-Jasbir Singh @ Jassi, stated to be aged 26 years, has filed the present petition *inter alia* with a prayer for grant of regular bail to the petitioner in case FIR No.17 dated 19.03.2020 (Annexure P-1) registered under Section 22 of NDPS Act, at Police Station Kathgarh, District SBS Nagar, Punjab.

Learned counsel for the petitioner, at the outset, submits that vide order dated 14.07.2020, passed in CRM-M-16737-2020, this Court had granted interim bail to the petitioner till the receipt of the FSL Report. He further submits that after receiving of the FSL Report, the petitioner did not misuse the concession of bail and he surrendered on 01.03.2021. He then

submits that he has a good case on merits and reference in this regard is made to para 2 of the petition.

On instructions from SI Jagir Singh, learned State counsel submits that challan in this case has been presented and there are total of 12 witnesses, out of which, only 02 have been examined till date. She further submits that there is no other case pending against the petitioner. Learned State counsel does not dispute the factual position, however, opposes the bail on merits.

Faced with the situation, learned counsel for the petitioner submits that in view of the COVID situation, detention of the petitioner in jail would be dangerous to his life and also the fact that trial is likely to take some time, the petitioner may be granted concession of regular bail.

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

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

Accordingly, the present petition stands disposed of.

(GIRISH AGNIHOTRI)
JUDGE

25.05.2021
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Whether speaking/ reasoned:	Yes/No
Whether Reportable:	Yes/No