

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

203

CRM-M-22512-2021 (O&M)

Date of decision: 30.06.2021

GURWINDER SINGH ALIAS GURI

...Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present : Mr. RS Sekhon , Advocate for the petitioner.
Mr. Gaurav Garg Dhuriwala, Sr. DAG, Punjab.

ANIL KSHETARPAL, J. (Oral)

The hearing of the case was held through video conferencing on account of restricted functioning of the Courts.

This is the third petition for grant of bail pending trial in FIR No.21, dated 14.04.2019 registered under Section 21 of the NDPS Act, 1985 and Section 379/411 of the Indian Penal Code, 1860, at Police Station Arif Ke, District Ferozepur.

On 28.01.2021, while dismissing the second petition, the following order was passed:-

Hearing of the case was held through video conferencing on account of restricted functioning of the Courts.

This is the second petition for grant of bail pending trial in a criminal case arising from FIR No.21, dated 14.04.2019, registered under Section 21 of the Narcotic Drugs and Psychotropic Substances Act, 1985 and Section 379/411 IPC,

at Police Station Arif Ke, District Ferozepur.

The first petition filed by the petitioner for grant of bail was dismissed on 17.10.2019, with the following order:-

“Petitioner prays for grant of regular bail in FIR No.21, dated 14.04.2019, registered under Section 21 of the NDPS Act and Sections 379/411 IPC, at Police Station Arif Ke, District Ferozepur.

The alleged recovery from the petitioner is 270 gram heroine which falls in commercial quantity. Petitioner is involved in another case under the NDPS Act when he was in prison. Apart therefrom, petitioner is also involved in one case of attempt to murder and 3 more criminal cases.

Hence, no ground to grant concession of regular bail is made out, particularly when the custody of the petitioner is 5 months and 26 days only.

Dismissed.”

Learned counsel for the petitioner, although, made a sincere attempt, however, failed to draw the attention of the court to any new circumstances or fresh ground for granting bail.

Hence, dismissed.

However, learned trial court is requested to make a sincere endeavour for the expeditious disposal of the trial.

Mr. RS Sekhon, Advocate, contends that the petitioner is in custody for more than 2 years and the trial has not made much progress.

On 17.10.2019, while dismissing the first application, it was noticed that the petitioner is also involved in one case of attempt to murder and three more criminal cases.

Keeping in view the aforesaid facts, this Bench is not inclined to grant concession of bail particularly when the alleged recovery from the petitioner falls in the category of commercial.

Disposed of.

However, the learned trial Court is requested to conclude the trial expeditiously.

All the pending miscellaneous applications are also disposed of.

30.06.2021

ashok

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned:
Whether reportable:

Yes / No
Yes / No