

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

Sr.No.207

CRM-M No.23992 of 2021 (O&M)

Date of Decision: 16.08.2021

Gaurav Kumar @ Gaurav

...Petitioner

Versus

State of Punjab

...Respondent

(Heard through Video-Conferencing)

CORAM: HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA

Present: Mr. Ramnish Puri, Advocate,
for the petitioner.

Ms. Samina Dhir, Deputy Advocate General, Punjab
for the respondent.

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MEENAKSHI I. MEHTA, J. (ORAL)

The petitioner herein seeks the relief of regular bail in the criminal case pertaining to the FIR bearing No.251 dated 04.11.2014 registered at Police Station Beas, District Amritsar, under Section 15 of the Narcotic Drugs and Psychotropic Substances Act, 1985, with the allegations of his having been found in possession of 1 (one) kg poppy husk.

Custody-certificate of the petitioner, as forwarded by learned State counsel to this Court through email, is taken on the record.

I have heard learned counsel for the petitioner as well as learned State counsel in this petition and have also perused the file thoroughly.

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Learned counsel for the petitioner argues that the petitioner is not keeping good health and is suffering from several ailments and he has been in custody since 03.04.2021 and the trial of the case will take long time to conclude and it being so, he deserves the relief as prayed for in this petition.

Though, learned State counsel does not dispute the factum of the petitioner having been arrested on 03.04.2021 but she argues that the petitioner was, initially, declared a proclaimed offender in this case and therefore, this petition be dismissed.

Keeping in view the facts that the petitioner is behind the bars since the date of his arrest, i.e. 03.04.2021 and the trial of the case is likely to take sufficient time to conclude and without commenting or expressing any opinion on the merits of the case, the petitioner named Gaurav Kumar @ Gaurav is ordered to be released on regular bail subject to his furnishing the requisite bail bonds and surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

The instant petition stands allowed accordingly.

(MEENAKSHI I. MEHTA)
JUDGE

16.08.2021
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Whether speaking/reasoned
Whether Reportable

Yes
No