

In the High Court of Punjab and Haryana at Chandigarh

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CRM-M-26488-2021 (O & M)
Date of Decision: December, 06, 2021

TARIK ASHRAF MIR

....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr.Akashdeep Singh, Advocate
for the petitioner.

Ms. Amarjit Kaur Khurana, DAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking regular bail in FIR No.234 dated 07.11.2020, under Sections 15C/61/85 of the NDPS Act (Section 29 of the NDPS Act added later on), registered at Police Station Bhogpur, District Jalandhar (Rural).

Learned counsel for the petitioner contends that it is alleged that 220 kgs of poppy husk was alleged recovered from the truck which was being driven by the petitioner. The petitioner is in custody for over 01 year. He is not involved in any other case under the NDPS Act.

Learned State counsel has filed custody certificate which indicates that the petitioner is in custody for 01 year and 23 days. He upon instructions from ASI Sulander Singh states that although the challan has been filed but charges are yet to be framed.

Heard.

In view of the above, especially when the petitioner is in custody for over a year, he is not involved in any other case under the NDPS Act, 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 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.

(ANUPINDER SINGH GREWAL)
JUDGE

December, 06, 2021
A.Kaundal

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