

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CRM-M No.27762 of 2021
Date of Decision: July 26, 2021

Shivam Kumar

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

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

Mr.B.S. Sewak, Additional Advocate General, Punjab.

SUDIP AHLUWALIA J. (ORAL)

The instant Petition has been filed under Section 439 of the Code of Criminal Procedure seeking Regular Bail on behalf of the Petitioner in case FIR No.214, dated 31.10.2019 registered under Sections 22 and 25 of the NDPS Act, 1985, at Police Station City Jagraon, District Ludhiana.

2. The Petitioner was arrested on 31.10.2019.

3. Ld. State Counsel submits that after completion of investigation, Challan against the Petitioner has already been submitted long ago. However, the Trial thereafter could not commence due to the prevalence of the on-going Covid-19 Pandemic and even the Charges have not yet been framed.

4. From the Custody Certificate of the Petitioner, it is verified that he is not involved in any other case under the NDPS Act, on account of which, this

Court is of the opinion that he is not likely to commit a similar offence, if released on bail, at this stage.

5. In the circumstances, without commenting upon the other merits of the case and keeping in view the fact that the trial is likely to take a considerable time to conclude in view of the on-going Covid-19 Pandemic, at this stage, this Court is of the opinion that further detention of the Petitioner for an indefinite period is not justified. As such, he is ordered to be released on bail subject to the satisfaction of the Ld. Trial Court/Duty Magistrate concerned.

6. Disposed off.

(SUDIP AHLUWALIA)
JUDGE

July 26, 2021
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Whether speaking/reasoned:	Yes/No.
Whether reportable:	Yes/No