

CRM-M-28444-2020

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

CRM-M-28444-2020 (O & M)

Date of decision: 19.02.2021

Yusaf Khan

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Fariad Singh Virk, Advocate,
for the petitioner.

Mr. Saurav Khurana, DAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Through this petition, the petitioner seeks regular bail in case FIR No.107 dated 12.09.2018, registered at Police Station Khanauri, District Sangrur, under Section 21 of the Narcotic Drugs and Psychotropic Substances Act, 1985.

Learned counsel for the petitioner contends that the petitioner, being a diploma holder, was duly registered with the Council of Paramedical, Punjab, valid upto 03.03.2018 and the above-noted FIR was registered on 12.09.2018. It is also contended that there is no other case pending or registered against the petitioner, who has been in custody for the last more than 02 years and 05 months.

On the other hand, learned counsel opposes the prayer made in the present petition. However, he does not dispute the custody period of the petitioner. He also submits that challan has already been presented and out of 12 prosecution witnesses, only 02 witnesses have been examined.

CRM-M-28444-2020

I have heard the learned counsel for the parties.

The petitioner has been in custody since 14.09.2018. The prosecution has examined only 02 witnesses so far. Trial of the case would take time to conclude. There is no other case pending or registered against the petitioner. Therefore, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

19.02.2021

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?

Yes/No

Whether reportable?

Yes/No