

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

211

CRM-M-34001-2019

Date of decision : 01.10.2021.

Shyam Kumar

... Petitioner

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Prashant Vashisth, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

Anupinder Singh Grewal, J. (Oral)

Case taken up through video conferencing.

The petitioner is seeking regular bail in FIR No.171 dated 23.07.2018, under Sections 15/29/61 of the NDPS Act registered at Police Station Dehlon, District Ludhiana City.

Learned counsel for the petitioner contends that the FIR is based on a secret information and recovery of three quintals of poppy husk has been allegedly effected from the petitioner. He also contends that the petitioner is in custody for over three years and two months and the trial has come to a standstill due to the Covid-19 pandemic. The petitioner is not involved in any other case under the NDPS Act. He has relied upon the judgment of the Coordinate Bench of this Court in the case of **Karam Singh @ Karma vs. State of Punjab**, in CRM-M-19636 of 2020, decided on 03.09.2021.

Learned State counsel, upon instructions from Head Constable Gurnam Singh, states that 06 out of 13 prosecution witnesses have been examined. He has filed the custody certificate in Court through e-mail, which

indicates that the petitioner is in custody for three years, two months and four days as on 30.09.2021.

Heard.

In view of the above especially when the petitioner is in custody for over three years and two months, he is not involved in any other case under the NDPS Act, the 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 instant 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

October 01, 2021
sonia gugnani

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