

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

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CRM-M-907-2021

Date of decision : 12.08.2021.

JASPREET SINGH @ KALU

... Petitioner

Versus

STATE OF PUNJAB

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Ms. Amandeep Kaur, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

Anupinder Singh Grewal, J. (Oral)

Heard through video conferencing.

The petitioner is seeking regular bail in FIR No.228 dated 23.10.2017, under Section 22 of the NDPS Act registered at Police Station Baghapurana, District Moga.

Learned counsel for the petitioner contends that 105 grams intoxicant powder containing Alprazolam was alleged recovered from the petitioner while 95 grams intoxicant powder containing Alprazolam was recovered from co-accused. She also contends that the petitioner is in custody for about three years and is not involved in any other case under the NDPS Act. The petitioner had been declared as a proclaimed offender earlier as he was arrested in another case under various sections of IPC and therefore, could not appear before the trial Court.

Learned State counsel, upon instructions from ASI Angrej Singh, states that 01 out of 11 prosecution witnesses has been examined. He has filed custody certificate in Court through e-mail, which indicates that the petitioner is in custody for 02 years, 10 months and 18 days as on 11.08.2021.

Heard.

In view of the above especially when the petitioner is in custody for over 02 years and 10 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.

However, the petitioner shall appear before the Police Station Baghapurana, District Moga on every first Monday of the month, he shall also furnish his mobile number to the concerned SHO and shall keep the location of his phone on till the conclusion of the trial.

(ANUPINDER SINGH GREWAL)
JUDGE

August 12, 2021
sonia gugnani

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