

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

207

CRM-M-51032-2019(O&M)
Decided on : 22.04.2021

AJMAT ALI @ AJAMAT ALI

. . . Petitioner(s)

Versus

STATE OF PUNJAB

. . . Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL
(Through Video Conferencing)

PRESENT: Mr. G.S. Verma, Advocate
for the petitioner.

Mr. Luvinder Sofat, AAG Punjab
assisted by SI Harjinder Singh.

MANJARI NEHRU KAUL, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C., for grant of regular bail to the petitioner in case FIR No.243, dated 30.10.2018 under Sections 22 and 61 of the NDPS Act, 1985 registered at Police Station Sadar Khanna, District Ludhiana.

Learned counsel for the petitioner submits that a false case has been planted upon him which is evident from the fact that there was non-compliance of the mandatory provisions of the NDPS Act. He further submits that the petitioner has been in custody since 13th October, 2018 and there is no likelihood of the trial concluding any time in the near future as only 01 out of 13 prosecution witnesses have been examined till date, hence, he may be extended the concession of bail.

Per contra, learned State counsel while opposing the prayer and submissions made by the learned counsel for the petitioner on instructions from SI Harjinder Singh has submitted that the petitioner was apprehended with 280 strips of LOMOTIL tablets (total 16800 tablets) which falls under commercial quantity. He has further submitted that the

delay in the trial has been on account of the outbreak of the pandemic COVID-19.

Heard.

This Court is not inclined to extend the concession of bail to the petitioner in the wake of the alleged heavy recovery of contraband from the concession possession of the petitioner.

The petition stands dismissed. However, it is made clear that anything observed hereinabove shall not be construed as an expression of opinion on the merits of the case.

However, keeping in view the long custody of the petitioner, the trial Court is directed to endeavour to conclude the trial expeditiously.

(MANJARI NEHRU KAUL)
JUDGE

April 22, 2021

S.Sharma(syr)

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