

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

**201**

**CRM-M-3347-2022  
Date of Order: 14.02.2022**

**MUKHTIAR SINGH ALIAS TARA**

**..Petitioner**

**Versus**

**STATE OF PUNJAB**

**..Respondent**

**CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL**

Present: Mr. Rishu Mahajan, Advocate  
for the petitioner.

Mr. Ayush Sarna, AAG, Punjab.

**ANIL KSHETARPAL, J(Oral)**

The hearing of the case is being held through video conferencing on account of restricted functioning of the Courts.

This is petitioner's 5<sup>th</sup> attempt to get the bail pending trial in a criminal case arising from FIR No.48, dated 27.03.2019, registered under Section 21 of the NDPS Act, 1985, at Police Station Mehta, District Amritsar.

As per the case of the prosecution, the petitioner was apprehended with 5 gram heroin and, thereafter, on his disclosure statement, 1 Kg 160 gram heroin was recovered.

Sh. Ayush Sarna, learned counsel representing the State of Punjab, has informed the Court that apart from the heroin, the petitioner was also found in possession of a SIM card of Pakistani origin.

The recovery from the petitioner falls under the category of a commercial. The petitioner is also involved in another case under the Punjab Excise Act, 1914.

The learned counsel representing the petitioner contends that the petitioner is in custody for a period of more than 2 years and 11 months and further incarceration of the petitioner shall not be justifiable.

The allegations against the petitioner are serious. No doubt, due to increase in cases of Corona Virus, the criminal trials could not be completed expeditiously. However, now the Courts have resumed normal functioning.

Hence, no fresh ground for concession of bail is made out.

Dismissed.

All the pending miscellaneous applications, if any, are also disposed of.

**February 14<sup>th</sup>, 2022**

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**(ANIL KSHETARPAL)  
JUDGE**

Whether speaking/reasoned : Yes/No  
Whether reportable : Yes/No