

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

203

CRM-M-6709-2021

Date of Decision: 07.02.2022

Yudhvir Singh @ Gora

....Petitioner

Versus

State of Punjab

....Respondent

CORAM:HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Prateek Pandit, Advocate for the petitioner.

Mr. V.G. Jauhar, Sr. DAG, Punjab.

HARINDER SINGH SIDHU, J.

Present petition has been filed under Section 439 of the Code of Criminal Procedure (Cr.P.C.) for grant of concession of regular bail to the petitioner in case FIR No.84 dated 02.08.2018 under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 registered at Police Station Lohian, District Jalandhar (Rural)

As per the allegations in the FIR, 7000 tablets of Tramadol Hydrochloride 100 mg clovidol 100 SR, 1500 intoxicant tablets Tramadol Hydrochloride and Domperidone Pinmol DM and 2100 tablets of Tapentadol Tablet (Pantasol-100) were recovered from the petitioner.

Learned counsel for the petitioner submits that the petitioner is in custody since 02.08.2018. He states that the petitioner had applied for grant of regular bail thrice, however, two petitions were dismissed as withdrawn and the third petition bearing CRM-M-

48861 of 2019 was disposed of vide order dated 09.12.2019 with a direction to respondent-State to make efforts to expedite the trial. Despite that the trial has not progressed.

Learned State counsel submits that out of total 9 prosecution witnesses only two witnesses have been examined till date.

Though the alleged recovery from the petitioner is substantial but keeping in view the fact that he has been in custody for over three years six months and the fact that the trial is unlikely to conclude in near future more so in the wake of outbreak of pandemic COVID, no useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Therefore, in view of the abovesaid circumstances, without expressing any opinion on the merits of the case, this petition is allowed. Petitioner-Yudhvir Singh @ Gora be admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of the learned trial Court concerned.

[HARINDER SINGH SIDHU]
JUDGE

February 07, 2022
rashmi

Whether speaking/reasoned
Whether reportable?

yes/no
yes/no