

In the High Court of Punjab and Haryana at Chandigarh

205

CRM-M-7832-2022 (O & M)

Date of Decision: April 25, 2022

SUKHWINDER KAUR @ BILLO

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Ruhani Chadha, Advocate for the petitioner.

Mr. T.P.S. Chawla, DAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking regular bail in FIR No.235 dated 05.09.2020, under Sections 22 (c) of the NDPS Act, 1985, registered at Police Station Kotwali Kapurthala, District Kapurthala.

Learned counsel for the petitioner contends that intoxicant tablets containing Alprazolam with a total weight of 130 grams was allegedly recovered from the petitioner. The petitioner is in custody for over 01 year and 07 months since her arrest on 05.09.2020. She was involved in another case under the NDPS Act pertaining to non-commercial quantity of 151 tablets of Alprazolam. He states that husband of the petitioner has expired and 03 minor children are being looked after by her aged father. He has filed death certificate of the husband of the petitioner, which is taken on record.

Learned State counsel has filed custody certificate which indicates that the petitioner is in custody for 01 year, 07 months and 14 days. He upon instructions from ASI Daljit Singh states that 06 out of 12 prosecution witnesses have been examined. He further states that the petitioner was involved in another case pertaining to non-commercial quantity, therefore, she is not entitled to the concession of regular bail.

Heard.

In view of the above, especially when the petitioner is a widow with 03 minor children, she is in custody for over 01 year and 07 months, 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 petition is allowed. The petitioner is ordered to be released on regular bail on her furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

At the time of release of the petitioner, the SHO, Women Police Station, Kapurthala shall be informed and the petitioner shall furnish her mobile number to him and keep the location of her phone on. She shall appear before the Women Police Station, Kapurthala on the first Monday of every month till the conclusion of the trial.

(ANUPINDER SINGH GREWAL)
JUDGE

April 25, 2022
A.Kaundal

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