

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

1. CRM-M-16155-2021 (O&M)

Ankur Jaswal @ Anku

...Petitioner

Versus

State of Punjab

...Respondent

2. CRM-M-44659-2021 (O&M)

Jaspal Singh @ Jassi

...Petitioner

Versus

State of Punjab

...Respondent

Date of decision: 07.03.2022

CORAM:- HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Ms. Sukhpreet Kaur Grewal, Advocate &
Mr. R. K. S. Verka, Advocate
for the petitioner(s).

Mr. Joginder Pal Ratra, DAG, Punjab.

(Through video conferencing)

ARVIND SINGH SANGWAN, J. (Oral)

This common order shall dispose of above noted two petitions
as they arise out of the same FIR.

Prayer in these petitions, filed under Section 439 of the Code of
Criminal Procedure, is for grant of regular bail to petitioners in case FIR
No. 38 dated 24.04.2018, registered under Sections 21 and 29 of the
Narcotic Drugs & Psychotropic Substances Act, 1985 at Police Station

Sadar Rupnagar.

Learned State counsel, at the very outset, submits that all the 20 prosecution witnesses stand examined and as per custody certificates, filed today in Court, the petitioners are involved in some other cases as well.

In reply, learned counsel for the petitioners submit that one co-accused Raj Kumar @ Raja was arrested and a supplementary *challan* qua him has been presented on 15.04.2021.

It is further submitted that petitioner Ankur Jaswal @ Jassi is in judicial custody for the last more than 03 years and 07 months and in case a *de novo* trial is ordered, the right of the petitioners will be adversely affected as they are in long judicial custody.

Learned counsel for the petitioners pray that a direction may be issued to the trial Court to segregate the trial of co-accused Raj Kumar @ Raja, against whom a supplementary *challan* has been presented, and the trial of the petitioners may be proceeded separately in accordance with law.

Learned State counsel is not averse to the aforesaid prayer of learned counsel for the petitioners.

In view of the same, the present petitions are disposed of with a direction to the trial Court to segregate the trial of co-accused Raj Kumar @ Raja and conclude the trial qua the petitioners within a period of four months from today.

A photocopy of this order be placed on the file of other connected case.

07.03.2022

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No