

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

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CRM-M-17121-2022

Date of Decision: 29.04.2022

SURINDER SINGH @ RAHUL

... Petitioner

Versus

STATE OF PUNJAB

... Respondent

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present: Mr. Amit Arora, Advocate
for the petitioner.

Ms. A.K. Khurana, DAG, Punjab.

VINOD S. BHARDWAJ, J. (ORAL)

Instant petition has been filed under Section 439 of the Cr.P.C. for grant of regular bail to the petitioner in case FIR No.162, dated 19.05.2014 under Section 21 of the Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station City Tarn Taran, District Tarn Taran.

Learned counsel appearing on behalf of the petitioner submits that the FIR in question relates to the year 2014 and the petitioner was granted regular bail by invoking the provisions of Section 167(2) of the Cr.P.C. vide order dated 16.02.2015. He contends that the petitioner, thereafter, absented himself on 22.02.2018 on account of an erroneous impression. The petitioner, thereafter, was declared proclaimed offender on 16.07.2018. He surrendered himself on 08.02.2021 and since then, he is in custody. It is further pointed out that the trial is like to take long time to conclude as only four witnesses have been examined so far.

Learned State counsel submits that the petitioner is involved in other cases also under NDPS Act and that four witnesses out of total 9 cited witnesses, relied upon by the prosecution in its final report, have been examined so far. She further undertakes that the prosecution shall conclude its entire evidence within a period of two months from the date next fixed for recording the prosecution evidence and that the proceedings were delayed on account of the petitioner being himself absented from the Court.

In view of the State made by the learned State counsel undertaking to conclude the prosecution evidence within a period of two months from the date next fixed for prosecution evidence, learned counsel counsel for the petitioner prays for dismissal of the instant petition as not pressed.

Dismissed as not pressed.

Needless to mention that the failure on the part of the prosecution to conclude its evidence within the aforesaid time-frame would give an occasion to the petitioner to prefer a fresh petition seeking regular bail.

(VINOD S. BHARDWAJ)
JUDGE

29.04.2022
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No