

Faith

...Petitioner

vs.

State of Punjab

...Respondent

Coram : Hon'ble Mr. Justice B.S. Walia.

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

Ms. Deepali Puri, Addl. AG, Punjab.

B.S. Walia, J. (Oral)

1. Prayer in the second petition under Section 439 Cr.P.C., is for grant of regular bail to the petitioner during pendency of trial in case FIR No.8 dated 21.01.2018, registered under Section 21 and 29 Narcotic Drugs and Psychotropic Substances Act, 1985, at Police Station Lohian, District Jalandhar.

2. Learned counsel contends that in view of the petitioner being in custody since 21.02.2018, co-accused having been granted bail, there being no other case against the petitioner and out of 15 prosecution witnesses, only seven having been examined, conclusion of the trial is likely to take considerable period of time, therefore, no useful purpose would be served by keeping the petitioner in custody.

3. Per contra, learned Addl. AG, Punjab, relies upon order dated 16.07.2020, passed in CRM-M-16894-2020, whereby the said petition

learned trial Court after recording of evidence of the material witnesses. Learned Addl. AG, Punjab, states that the petitioner is liable to be relegated to the learned trial Court to avail remedy in accordance with law.

4. In view of the position noted above, the instant petition is disposed of by granting liberty to the petitioner to invoke the remedy before the learned trial Court in view of order dated 16.07.2020, in CRM-M-16894-2020. Needless to mention, if application for regular bail is filed before the learned trial Court, the learned trial Court shall consider and decide the same after taking into account all aspects of the matter, as expeditiously as possible preferably within two weeks.

(B.S. Walia)
Judge

07.04.2022
rajesh

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