

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-27044-2021
Date of Decision: 13.09.2022

Dharampreet Singh @ Dharmi

....Petitioner

VERSUS

State of Punjab

....Respondent

CORAM:- HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Puneet Kumar Bansal, Advocate,
for the petitioner.

Mr. Jashandeep Singh, AAG, Punjab.

ANOOP CHITKARA, J. (Oral)

The State has opposed the bail on the ground that the recovery under Section 27 of the Evidence Act was 5kgs of heroin, which is commercial.

Learned counsel for the petitioner submits that the arrest itself was illegal as such the consequent recovery would not fall under Section 27 of the Evidence Act. However, learned counsel for the petitioner submits that instead of arguing the matter on merits, he would be contented and satisfied if this Court considering the *prima facie* illegality of recovery, expedite the trial. The prayer is innocuous.

Given above, this Court requests the trial Court to expedite the trial and try to decide it on or before 03.12.2022. It is clarified that in case the petitioner seeks adjournment, the trial should not stop and the trial Court shall proceed further by appointing legal aid counsel on his behalf and the date may be extended by three months for every adjournment.

Petition is disposed of with the aforesaid observations. Pending applications, if any, stand disposed of.

13.09.2022
monika

(Anoop Chitkara)
Judge

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No