

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

CRM-M-40474-2020

Date of Decision: February 08, 2022

Resham Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present:- Mr. Jashandeep Singh Sandhu, Advocate for the petitioner.

Mr. M.S. Nagra, AAG, Punjab.

Amol Rattan Singh, J. (Oral)

Case heard by video conferencing.

On 09.12.2020, the following order had been passed by this

Court:-

“All cases listed today have been taken up for hearing by way of video conferencing because of the situation existing due to the COVID-19 pandemic.

This petition has been filed under the provisions of Section 439 of the Cr.P.C. seeking 'regular bail' for the petitioner in case FIR no. 54 dated 20.04.2019, registered at Police Station Jaito, District Faridkot, for the alleged commission of an offence punishable under Sections 22 of the NDPS Act.

Learned counsel for the petitioner submits that there is no other criminal case registered against the petitioner, who has been in custody for the past one year and eight months, with the trial not progressing any further due to the current pandemic.

On query to learned State counsel he submits that as per his instructions there is no other criminal case registered against the petitioner and that no prosecution witness has been examined so far.

The period of custody is also not denied by learned State counsel.

That being so, without making any comment on the actual merits of the case, as also keeping in view the ongoing pandemic, the

petitioner is ordered to be admitted to interim bail upon his furnishing adequate bail bonds and surety bonds to the satisfaction of the learned trial court/Chief Judicial Magistrate/Duty Magistrate concerned, till the next date of hearing.

Adjourned to 16.04.2021.”

Today learned State counsel submits that as per his instructions, all 13 prosecution witnesses already stand examined by the trial Court.

That being so, learned counsel for the petitioner very fairly submits that he does not press this petition any further.

Dismissed as withdrawn with the interim order dated 09.12.2020 is hereby vacated.

Consequently, the petitioner shall surrender before the trial Court immediately.

[The next date of hearing before the trial court is tomorrow, as per counsel.]

February 08, 2022
sarita

(AMOL RATTAN SINGH)
JUDGE

Whether reasoned/speaking: Yes
Whether reportable: No