

209 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-40269-2019

Date of Decision: 20th April, 2022

Malkiat Singh

Petitioner

Versus

State of Punjab

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Ms. Kanwal Walia, Advocate for
Mr. Manvinder Singh Bal, Advocate for the petitioner.
Mr. Sandeep Kumar, DAG, Punjab.

AVNEESH JHINGAN, J (Oral):

1. This petition is filed seeking regular bail in FIR No. 16, dated 16th March, 2019, under Section 21 of Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'the Act') registered at Police Station Sarai Amanat Khan, District Tarn Taran.
2. The recovery from the petitioner was 265 grams of *heroin*. The main thrust for seeking regular bail is on the ground of custody period and that the trial is not progressing at a decent pace as no prosecution witness has been examined.
3. The prayer is being opposed by learned State counsel and submits that petitioner is involved in other cases under the Act. He, on instructions from ASI Heera Singh submits that most of the prosecution witnesses are police officials and an earnest effort would be made to examine the prosecution witnesses within four months from the date fixed in the trial Court.

4. In view of the statement made by learned counsel for the State, learned counsel for the petitioner seeks permission to withdraw the present petition at this stage.

5. Dismissed as withdrawn.

6. There is no doubt that in case a request is made before the court concerned for accommodating the date for examining the prosecution witnesses, the same would be considered in accordance with law.

[AVNEESH JHINGAN]
JUDGE

20th April, 2022
Parveen Sharma

1. Whether speaking/ reasoned	:	Yes / No
2. Whether reportable	:	Yes / No