

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

210

CRM-M-53092-2021
Date of Order: 15.03.2022

ASHOK KUMAR @ GOLDI

..Petitioner

Versus

STATE OF PUNJAB

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Gopal Singh Nahel, Advocate
for the petitioner.

Ms. Anju Sharma Kaushik, DAG, Punjab.

ANIL KSHETARPAL, J(Oral)

This is petitioner's third attempt to get regular bail pending trial in a criminal case arising from FIR No.224, dated 11.09.2019, registered under Section 22, 29, 61, 85 of NDPS Act, 1985, at Police Station Patran, District Patiala.

As per the case of the prosecution, the petitioner was found in the conscious possession of one thousand intoxicating tablets of white colour packed in a strip labeled as 'CLOVIDOL-100 SR' (TRAMADOL HYDROCHLORIDE TABLETS I.P.) having the salt Tramadol Hydrochloride.

The learned counsel contends that the petitioner has already suffered incarceration for a period of two and a half years and the trial of the case has not made any substantial progress. While elaborating, he contends that only 2 prosecution witnesses out of 16, have been examined.

On instructions from ASI Sher Singh, Pairvi Officer, the learned State counsel contends that the recovery, in the present case, falls in

the category of commercial quantity.

As per the reply filed by the State, the co-accused of the petitioner is yet to be arrested. It has further been stated that there is nothing wrong with the antecedents of the petitioner.

The conclusion of the trial is likely to take time, the petitioner is stated to be not involved in any other case except the present one. Hence, the petitioner is directed to be released on regular bail subject to the furnishing of adequate surety to the satisfaction of the trial Court/Duty Magistrate.

Accordingly, the petition is allowed with the aforesaid directions.

All the pending miscellaneous applications, if any, are also disposed of.

March 15th, 2022

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**(ANIL KSHETARPAL)
JUDGE**

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