

216 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Neutral Citation No. 2023:PHHC:120145
CRM-M-5602-2023

Date of Decision: September 13, 2023

Prem Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. A.D.S. Sukhija, Advocate for the petitioner.

Mr. R.S. Khaira, DAG, Punjab.

DEEPAK GUPTA, J.(Oral)

Status report by way of affidavit of Shri Raghbir Singh, Deputy Superintendent of Police, Circle Ghanaur, District Patiala, on behalf of the respondent-State has been filed. Copy thereof has been supplied to the counsel for the petitioner.

Petitioner prays for grant of regular bail in case FIR No.116, dated 13.08.2022, under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (Section 29 of the NDPS Act added later on), registered at Police Station Shambu, District Patiala.

As per allegations, 840 intoxicant tablets containing the salt of Tramadol Hydrochloride, were recovered from the possession of the petitioner. The weight of said intoxicant tablets was 294.66 grams, which falls in commercial category.

Learned counsel for the petitioner contends that the petitioner is in custody for the last more than 01 year and the trial will take time to conclude and that even not a single witness has been examined so far. It is also contended that petitioner is not involved in any other case.

Learned State counsel does not dispute the fact that out of 11 witnesses cited by the prosecution, not even a single witness has been examined so far, though the charges were framed on 04.01.2023.

Custody certificate placed on record by learned State counsel reveals that the petitioner is in custody for the last 01 year and 29 days. There is no other criminal case pending against the petitioner.

Having regard to the aforesaid facts and circumstances, but without commenting anything on the merits of the case, the petitioner is admitted to bail. He is ordered to be released on bail on his furnishing requisite bail bonds and surety bonds to the satisfaction of learned Trial Court/Duty Magistrate concerned.

Allowed.

September 13, 2023

sarita

(DEEPAK GUPTA)
JUDGE

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