

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

**101**

**CRM-M-9801 of 2023 (O&M)  
Date of decision: 23.02.2023**

**Gurwinder Singh**

**..Petitioner**

**Versus**

**State of Punjab**

**..Respondent**

**CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL**

Present: Mr. Ruhani Chadha, Advocate  
for the petitioner.

Mr. Navdeep Chhabra, Sr. DAG, Punjab.

**ANIL KSHETARPAL, J(Oral)**

This is the petitioner's 7<sup>th</sup> attempt to get bail during the pendency of the trial in a criminal case arising from FIR No.21, dated 14.04.2019, registered under Section 21 of the NDPS Act and Sections 379/411 IPC, at Police Station Arif Ke, District Ferozepur.

The first bail application filed by the petitioner was dismissed on 17.10.2019, with the following order:-

*“Petitioner prays for grant of regular bail in FIR No.21, dated 14.04.2019, registered under Section 21 of the NDPS Act and Sections 379/411 IPC, at Police Station Arif Ke, District Ferozepur.*

*The alleged recovery from the petitioner is 270 gram heroine which falls in commercial quantity. Petitioner is involved in another case under the NDPS Act when he was in prison. Apart therefrom, petitioner is also involved in one case of attempt to murder and 3 more criminal cases.*

*Hence, no ground to grant concession of regular bail is made out, particularly when the custody of the petitioner is 5 months and 26 days only.*

*Dismissed.”*

The learned counsel representing the petitioner submits that the petitioner is the only male member in the family and his mother has been advised surgery for 'Hernia'.

This court has considered the submission.

From the reading of the order dated 17.10.2019, it is evident that the petitioner is involved in multiple criminal cases including two under the NDPS Act. Another case for an attempt to murder is also pending.

Mr. Chhabra, the learned counsel representing the State, on instructions from SI Sukhdeep Singh, has informed the court that out of 18 prosecution witnesses, the deposition of 14 has already been recorded. Whereas the next date of hearing is 02.03.2023.

Keeping in view the aforesaid facts, this court does not find it appropriate to grant the concession of bail.

Dismissed.

Since, the petitioner is in custody for more than 3 years, therefore, the Special Court is requested to make sincere endeavours for conclusion of the trial positively within a period of 3 months, from today.

Sh. Chhabra, has been impressed upon to ensure the availability of the witnesses for recording their depositions on the next date of hearing or on the date to be fixed by the trial Court.

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

**February 23, 2023**  
*nt*

**(ANIL KSHETARPAL)**  
**JUDGE**

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