

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(202)

CRM-10527-2023 in/and
CRM-M-11265-2023
Date of Decision : May 19, 2023

Jaswinder Singh @ Gora

.. Petitioner

Versus

State of Punjab

.. Respondent

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Randhir Singh Thind, Advocate, for the petitioner.

Mr. Gurpreet Singh, Addl. Advocate General, Punjab.

HARSIMRAN SINGH SETHI J. (ORAL)

CRM-10527-2023

As prayed for, the application is allowed.

CRM-M-11265-2023

1. Present petition has been filed under Section 439 Cr.P.C for the grant of regular bail to the petitioner in respect of FIR No.115 dated 21.07.2020 registered under Section 20 of the NDPS Act, 1985 at Police Station Ghagga, District Patiala.

2. Learned counsel for the petitioner argues that though the present petition has been filed for the grant of regular bail but the petitioner will be satisfied in case, the trial Court is directed to conclude the trial in a time bound manner as the petitioner is behind bars for the last 2 years and 9

3. Notice of motion.

4. Mr. Gurpreet Singh, learned Additional Advocate General, Punjab, accepts notice on behalf of respondent-State. Learned State counsel submits that there are 13 cited witnesses, out of which, 4 witnesses have been examined.

5. I have heard learned counsel for the parties and have gone through the record with their able assistance.

6. The present FIR is of July, 2020 and the petitioner is behind the bars for the last two years and nine months and as per the information extended to this Court by the learned State counsel, out of the 13 cited witnesses, four witnesses have already been examined. Hence, in the facts and circumstances of this case, the trial Court is directed to conclude the trial within a period of six months from the next date of hearing even if the said purpose is to be achieved by giving short adjournments.

7. It is made clear that in case any of the official witness does not appear upon being summoned, the trial Court will be free to send the information to the senior Officer concerned where the said official witness is working, for not only initiating the disciplinary proceedings but to ensure the presence of the said witness for the testimony.

8. The present petition is disposed of in above terms.

May 19, 2023
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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