

S. No.214

2023:PHHC:125725

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

CRM-M-12807 of 2023

Date of Decision:25.09.2023

Jagdev Singh

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Akash Manocha, Advocate
Mr. Hitesh Verma, Advocate and
Ms. Navnika Tuteja, Advocate
for the petitioner.
Mr. M.S. Nagra, AAG, Punjab.

DEEPAK GUPTA, J. (Oral)

By way of present petition filed under Section 439 Cr.P.C, petitioner prays for grant of regular bail in case FIR No.41 dated 09.04.2021 registered under Section 22/61/85 of Narcotic Drugs and Psychotropic Act, 1985 at Police Station Sadar Jalandhar, District Jalandhar.

This is the second petition. The earlier petition was dismissed as withdrawn vide order dated 19.01.2023 (Annexure P.6).

Learned counsel for the petitioner submits that after the earlier petition was dismissed as withdrawn, nothing concrete has happened and that custody period of petitioner is now more than two years and trial is not likely to conclude soon.

As per prosecution allegations, 100 tablets of Etizolam, with weight of 12.7 grams, were recovered from possession of the petitioner which falls in the commercial category.

As per the custody certificate placed on record, petitioner is in custody for the last 02 years 01 month and 12 days. He has no criminal

antecedents. Charges have already been framed as per the status report filed by the respondent- State. Trial is likely to take long time to conclude.

Having regard to the custody period of the petitioner, which is more than two years and that the trial will take long time to conclude and also the fact that petitioner has no criminal antecedents, but without commenting anything on the merits of the case, present petition is allowed. Petitioner is admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of learned trial Court/ Duty Magistrate concerned.

September 25, 2023
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(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No