

2023:PHHC:073084
202 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-19063-2023 (O&M)
Date of decision: 18.05.2023

Amrik Singh

....Petitioner

Versus

State of Haryana

..Respondent

CORAM: HON'BLE MR JUSTICE ANIL KSHETARPAL

Present:- Mr. Aditya Sanghi, Advocate for the petitioner

Mr. J.S.Pannu, AAG, Haryana

ANIL KSHETARPAL, J (Oral)

1. This is the petitioner's fifth attempt to get bail pending trial in a criminal case arising from FIR No.289 dated 21.11.2019 registered under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station City, Kalanwali, District Sirsa.
2. Four previous petitions filed by the petitioner have been dismissed. It is the case of the prosecution that the petitioner alongwith other accused was apprehended with 2400 Npx Tamadol Hydrochloride Tablets of 100 mg. The recovery falls in the commercial category. As per the custody certificate, the petitioner is also involved in yet another case under the Narcotic Drugs and Psychotropic Substances Act, 1985.
3. Learned counsel representing the petitioner contends that the petitioner has already suffered incarceration for a period of 3 years and 5 months approximately. He submits that the trial of the case is progressing at a snails pace.

4. On the other hand, the learned State counsel has informed the Court that deposition of as many as six prosecution witnesses has been recorded out of 14 total witnesses proposed to be examined.

5. Learned counsel representing the petitioner submits that on account of non-appearance of the prosecution witnesses, the trial of the case is not making any substantial progress.

6. Learned State counsel submits that the efforts will be made to ensure the presence of the remaining prosecution witnesses on 03.07.2023, the date fixed in the trial court. It shall be the responsibility of the Superintendent of Police, Sirsa to ensure the presence of the remaining prosecution witnesses, who are stated to be the police officials.

7. Keeping in view the aforesaid facts, there is no ground made out to grant bail to the petitioner. Though this Court has already made an observation in the order dated 02.09.2022, however, keeping in view the facts of the case, the trial Court is requested to make sincere endeavour for conclusion of the trial within a period of six months, from today, positively.

8. Disposed of.

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

18.05.2023

rekha

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)

JUDGE