

CRM-M-30678-2023

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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CRM-M-30678-2023
Date of Decision: July 07, 2023

Paramjit Singh @ Prince

.....Petitioner(s)

Vs.

State of Punjab

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Vaibhav Sehgal, Advocate for the petitioner(s).

Mr. Aditya Kapoor, AAG, Punjab.

ANOOP CHITKARA J. (ORAL)

The present petition has been filed by the petitioner seeking regular bail in a commercial quantity of contraband in case FIR No.174 dated 31.12.2020, under Sections 21, 29, 61, 85 of NDPS Act, registered at Police Station Special Task Force, Phase-4, Mohali.

2. Counsel for the State submits that most of the witnesses have been examined and trial is at fag end. At this stage, consideration of bail may delay the conclusion of trial. He further submits that recovery of contraband is commercial and there is no change in the circumstances from the previous rejection of bail.

3. Counsel for the petitioner submits that custody is more than 02 years 07 months. He further submits that at this stage, he would be contended and satisfied if a direction is given to the trial court to expedite the trial in a time-bound manner and further in case the trial is not completed by the given date, he is permitted to file a fresh bail petition on the grounds of delay in the trial, in addition to the merits of the case

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4. I have gone through the order of rejection of bail and in the entirety of facts and circumstances of the case, the ends of justice would meet in case, the concerned trial court to make all endeavours to conclude the trial by Aug 31, 2023, of which the prosecution evidence be completed by Aug. 14, 2023, and the remaining time to provide an opportunity to the accused to lead defence evidence, if so desired. It is clarified that this order expediting the trial is subject to the condition that neither the petitioner shall seek any adjournment nor try to use any tactics to delay the trial. If they do so, this order of expediting the trial shall stand automatically recalled by resorting to Section 362, read with Section 482 Code of Criminal Procedure, 1973, without any further reference to this court. However, if the trial is not completed by the date mentioned above, and the delay is not attributable to the petitioner, in that situation, it shall be permissible for the petitioner to file a bail petition by taking an additional ground of delay in the trial, and such petition may be filed before the trial court or this court.

5. The petition is disposed of with the aforesaid liberty and observations. All pending applications, if any, stand closed.

(ANOOP CHITKARA)
JUDGE

July 07, 2023
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Whether speaking/reasoned:	Yes/No
Whether reportable:	No