

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CRM-M-38789-2023

Date of decision: 16.11.2023

Arshdeep Singh @ Arsh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Tanvir Joshi, Advocate for
Mr. B.S. Aulakh, Advocate
for the petitioner.

Mr. Mohit Kapoor, Addl. A.G., Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 439 of the Cr.P.C. in case FIR No.289 dated 01.09.2020 under Sections 22(c) of the NDPS Act registered at Police Station Lambi, District Sri Muktsar Sahib.

2. This Court, vide order dated 12.10.2023, while granting the concession of bail to the petitioner had directed the State of Punjab to file an affidavit of the Secretary, Department of Home Affairs, positively qua the corrective measures which the State proposes to take immediately, to address the issue of non-appearance of prosecution witnesses in trials under the NDPS Act, which are pending before the Trial Courts. Thereafter, on 17.10.2023, the learned State counsel was also directed to file an affidavit of Secretary, Department of Home Affairs detailing therein cases pending under the NDPS Act in various Courts of the State of Punjab, wherein even after framing of charges,

prosecution evidence has not concluded for the last 2 years or more.

3. In compliance of orders dated 12.10.2023 and 17.10.2023, affidavit of Mr. Gurkirat Kirpal Singh, IAS, Administrative Secretary, Department of Home Affairs and Justice, Punjab, Chandigarh has been filed in the Registry of this Court which is taken on record subject to all just exceptions.

4. I have gone through the abovesaid affidavit.

5. No further order is required to be passed in the instant petition which is disposed of accordingly.

16.11.2023

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(MANJARI NEHRU KAUL)
JUDGE

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