

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

226

CRM-M-59437-2022

Date of Decision: 02.03.2023

SHAMSHAD ALI

...Petitioner

VS

STATE OF PUNJAB

..Respondents

CORAM:- HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. L.S. Sekhon, Advocate for
Mr. P.S. Sekhon, Advocate
for the petitioner.

Mr. Virat Rana, AAG, Punjab.

ANOOP CHITKARA, J. (ORAL)

Counsel for the petitioner submits that petitioner is first offender, the trial is at initial stage and petitioner is in custody from the last 02 years and 04 months.

Learned counsel further submits that the case of the petitioner is fully covered, as he is in custody for the last 02 years and 04 months. At this stage, the State counsel opposes the bail on the grounds that even as per the latest pronouncement of the Supreme Court, the operation of Section 37 of NDPS Act would stop only after the custody is more than 02 years and 06 months.

At this stage, counsel for the petitioner seeks permission to withdraw the present petition with liberty to file fresh after on completion of 02 years and 06 months period of custody.

Given above, the present petition stands disposed of having been withdrawn with liberty aforesaid.

It is clarified that there shall be no need to file fresh power of attorney and the present power of attorney shall be sufficient for the present petition.

(ANOOP CHITKARA)
JUDGE

02.03.2023
pry

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