

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

246

CRM-M-58698-2023

Date of decision: 28.11.2023

Sukhwinder Singh @ Lovely

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Krishan Singh Dadwal, Advocate
for the petitioner.

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

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner in the instant (second) petition is seeking the concession of bail under Section 439 of the Cr.P.C. in case FIR No.124 dated 22.08.2021 under Section 22 of the NDPS registered at Police Station Kathgarh, District SBS Nagar.

2. Learned State counsel at the outset has opposed the prayer made by counsel opposite for extending the concession of bail to the petitioner. Learned State counsel, on instructions, has informed the Court that a total recovery of 290 injections of Buprenorphine was effected from all the accused, which included 100 injections from the conscious possession of the petitioner. He submits that the trial is nearing conclusion as only 02 prosecution witnesses remain to be examined and the next date fixed before the Trial Court is 01.12.2023 when evidence is likely to be concluded.

3. In the circumstances, especially keeping in mind the status of the trial, this Court is not inclined to extend the concession of bail to

the petitioner.

4. Accordingly, the instant petition is hereby dismissed.

5. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

6. At this stage, a prayer has been made by learned counsel appearing for the petitioner that since the petitioner has been in custody since 22.08.2021, the Trial Court be directed to expedite the trial and decide it expeditiously.

7. In view of the long incarceration of the petitioner, the Trial Court is directed to make earnest efforts to conclude the trial at the earliest preferably within three months from today.

28.11.2023

Vinay

(MANJARI NEHRU KAUL)
JUDGE

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