

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

226

CRM-M-4539-2024

Date of decision: 04.03.2024

Roshan Lal @ Roshi

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Gobind Singh Randhawa, Advocate
for the petitioner.

Mr. Navdeep Singh, DAG, 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.34 dated 29.03.2023 under Sections 22, 31 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short, 'the NDPS Act') registered at Police Station Sadar Nawanshahr, District Shaheed Bhagat Singh Nagar.

2. Learned counsel appearing for the petitioner submits that he has been falsely implicated in the case in hand for being in possession of 12 injections of Buprenorphine. He submits that despite the petitioner having arrested on 29.03.2023, the trial has not yet concluded and hence, he cannot be made to languish in custody.

3. Per contra, learned State counsel while opposing the prayer and submissions made by learned counsel for the petitioner, on instructions from ASI Amarjit Kaur, has informed the Court that the petitioner was apprehended at the spot and a recovery of 12 injections of Buprenorphine (commercial quantity) was effected from him after

due compliance of all the mandatory provisions of the NDPS Act. It has been further submitted on instructions that the trial is nearing conclusion as the prosecution evidence stands recorded and the next date fixed before the learned Trial Court is 11.03.2024 for recording of defence evidence.

4. I have heard learned counsel for the parties and perused the material placed on record.

5. In the facts and circumstances as enumerated hereinabove, this Court would not be inclined to enlarge the petitioner on bail as the trial would not now take much time to conclude.

6. Accordingly, the instant petition is hereby dismissed.

7. 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.

04.03.2024

Vinay

(MANJARI NEHRU KAUL)
JUDGE

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