

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-11748-2023
Date of Decision : 09.01.2024

JASPAL SINGH ALIAS NIKKAPetitioner

VERSUS

STATE OF PUNJABRespondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Ashish Aggarwal, Advocate
for the petitioner.

Mr. Mohit Chaudhary, AAG, Punjab

KULDEEP TIWARI. J.(Oral)

1. Through the instant petition, the petitioner craves for indulgence of this Court for his being enlarged on regular bail, in case FIR No.82 dated 10.09.2021, under Section 21(c) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (hereinafter referred to as the 'N.D.P.S. Act') (Section 29 of the NDPS Act added later on), registered at P.S.Sarai Amanat Khan, District Tarn Taran.

2. Reply by way of affidavit of Mr. Arun Pal Singh, Additional Director General of Police, Prisons, Punjab, Chandigarh dated 09.01.2024, has been filed, by the learned State counsel today in Court, which is taken on record.

3. It is informed by the learned State counsel that out of total 15 prosecution witnesses, none has been examined so far, whereas, the charges were framed by the trial Court on 10.07.2023.

4. Considering the recovery which is in fact of heavy quantity of contraband from the petitioner, moreover, the petitioner is stated to be involved in two more criminal cases, therefore, this Court is not inclined to grant the concession of regular bail to the petitioner. The instant petition is consequently **dismissed**.

5. However, considering the period of custody that the petitioner has suffered, this Court deems it appropriate to issue directions upon the learned trial Court concerned, to make all endeavours to expediate the recording of statement of all the prosecution witnesses, preferably within six months from today.

6. The Senior Superintendent of Police concerned, is also directed to ensure the presence of all the official witnesses as and when called upon by the learned trial Court concerned, for their examination.

January 09, 2024
dharamvir

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No