

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-22826-2023
Date of Decision:30.01.2024

Mahinder Pal Singh ...Petitioner

vs.

State of Punjab ...Respondent

Coram : **Hon’ble Mr. Justice N.S.Shekhawat**

Present : Mr. S.S Rana, Advocate
 for the petitioner.

Mr. I.P.S Sabharwal, DAG, Punjab.

N.S.Shekhawat J. (Oral)

1. Reply by way of an affidavit of Deputy Superintendent of Police, Rupnagar, District Rupnagar has been filed on behalf of respondent-State and the same is taken on record.
2. The petitioner has filed the second petition under Section 439 Cr.PC with a prayer to grant regular bail to him in case FIR No. 120 dated 12.06.2021, registered under Section 21,61 of NDPS Act (Section 29 of NDPS Act added later on) Police Station City Rupnagar, District Rupnagar.
3. As per the case of the prosecution, the petitioner was apprehended by a team of police officials led by S.I Krishan Lal and 130 strips of Spasmo Proxyvon Plus Capsules, each strip containing 24 capsules total 3120 capsules and 30 strips of Alprazolam Tablets, each containing 60 tablets, total 1800 tablets were recovered from the conscious possession of the petitioner, without any permit or license.

4. Learned State counsel on instructions from ASI Lachhman Dass submits that the prosecution has already examined 12 witnesses out of total 14 witnesses. He further submits that every endeavour shall be made to conclude the trial at the earliest. He next contends that the involvement of the petitioner is found in two more cases under the NDPS Act, which is as follows:-

(a) FIR No.117/2016 dated 20.06.2016, registered under Section 22/61/85 of NDPS Act, Police Station Bhargo Camp (b) FIR No.112/2019 dated 17.09.2019, registered under Section 22/29/61/85 of NDPS Act, Police Station Bhargo Camp. Learned State counsel further submits that the recovery of the contraband from the present petitioner was “commercial” in nature.

5. In view of the submissions made by learned State counsel, the present petition is ordered to be dismissed.

6. The Trial Court is directed to conclude the trial expeditiously, preferably within a period of six months from today.

30.01.2024
hitesh

(N.S.SHEKHAWAT)
JUDGE

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