

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

231

CRM-M-38138-2024

Date of Decision : **August 12, 2024**

JODHVEER SINGH ALIAS JODHA

.....Petitioner

VERSUS

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Chartik Kadyan, Advocate for
Mr. V.K.Kaushal, Advocate
for the petitioner.

Mr. Sahil R. Bakshi, AAG, Punjab.

KULDEEP TIWARI, J. (Oral)

1. Through the instant petition filed under Section 439 Cr.P.C. the petitioner prays for grant of regular bail in case FIR No.233 dated 11.9.2021, Under Sections 21, 27(a), 61 of the Narcotic Drugs and Psychotropic Substances Act, 1985 and under Sections 25/54/59 of the Arms Act (offences under Sections 21/29/61/85 of NDPS Act and under Section 201 IPC added later on), registered at Police Station Maqboolpura, District Police Commissionerate Amritsar, Amritsar.
2. The recovery effected in the instant matter is 1 kg. 500 grams Heroin apart from the drug money and the illegal weapon. It also reflect from the petition that the petitioner is involved in 5 other cases out of which 3 cases are under the NDPS Act.



3. Though this Court is not inclined to grant the relief of regular bail to the petitioner keeping in view the huge recovery of Heroin, however, considering the fact that the petitioner has suffered incarceration of about 2 years and 11 days and the learned State counsel has informed this Court that no prosecution witness has been examined so far, therefore, a mandamus is passed upon the learned trial Court concerned to make all endeavor to record the prosecution evidence most expeditiously. Further the SSP concerned is also directed to ensure the presence of all the prosecution witnesses as and when called upon by the learned trial Court concerned for their examination.

4. **Disposed** of accordingly.

5. Let a copy of this order be sent to the learned trial Court concerned as well as to the SSP concerned for its compliance.

August 12, 2024
ajay-1

(KULDEEP TIWARI)
JUDGE

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