



IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-39197 of 2024

Date of decision: 21.08.2024

Gurjit Singh @ Jiti

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Navraj Singh, Advocate for the petitioner.

Mr. Athar Ahmad, DAG, Punjab.

HARKESH MANUJA, J (ORAL)

1. By way of present second petition filed under Section 439 Cr.P.C., prayer has been made for grant of regular bail to the petitioner in case bearing FIR No.206 dated 28.11.2021 under Sections 22-C,61 of NDPS Act registered at P.S. STF, Phase 4, SAS Nagar Mohali, wherein the petitioner has been implicated against the alleged recovery of 6000 tablets of lomotil.

2. The prayer made on behalf of the petitioner has been opposed by learned State counsel while submitting that the petitioner is also involved in three more criminal cases registered under the provisions of IPC.

3. I have heard learned counsel for the parties and gone through the paper book. I find substance in the submissions made on behalf of the petitioner.

4. The petitioner is behind the bars for about two years and six months.

The FIR was registered on the basis of a secret information. The petitioner is not



involved in any other case registered under NDPS Act. The challan has been presented in this case, charges have been framed and the trial is in progress, however, on previous occasion, while considering the prayer for grant of regular bail to the petitioner, an order dated 22.02.2024 was passed in CRM-M-3815 of 2024, wherein a request was extended to the trial Court to conclude the trial within 04 months, but a period of six months has expired, still the trial is at the stage of recording of prosecution evidence.

5. In such circumstances, without commenting anything on the merits of the case, lest it may prejudice the trial, the present petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing adequate bail/surety bonds to the satisfaction of the concerned learned trial Court/Duty Magistrate.

6. It is made clear that this order may not be construed as expression of an opinion on the merits of the case.

August 21, 2024
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(HARKESH MANUJA)
JUDGE

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