

IN THE HIGH COURT OF PUNJAB AND HARYANA,  
AT CHANDIGARH

206

CRM-M-11657-2015  
Decided on : 15.05.2015

*Maninder Singh alias Bau**... Petitioner**Versus**State of Punjab**... Respondent*

CORAM : HON'BLE MR.JUSTICE HARI PAL VERMA

Present : Mr.Ashish Aggarwal, Advocate  
for the petitioner.  
Mr.Sultan Singh Gill, DAG, Punjab.

1. Whether reporters of local newspapers may be allowed to see judgment?
2. To be referred to reporters or not?
3. Whether the judgment should be reported in the Digest?

**Hari Pal Verma, J. (Oral)**

The petitioner has prayed for regular bail during trial of case FIR No.21, dated 15.1.2015, under Section 22 of the NDPS Act, registered at Police Station City Tarn Taran, District Tarn Taran.

Learned counsel for the petitioner submits that as per prosecution version, an alleged recovery of 210 grams of intoxicated powder was effected from the person of the petitioner. However, whether the said powder falls within the ambit of NDPS Act is yet to be ascertained and therefore, so long, the FSL report has not come, the petitioner deserves to be admitted on interim bail.

In support of the aforesaid contention, learned counsel for the petitioner has placed reliance on **2014(3) RCR (Criminal) 953,**

**Inderjeet Singh @ Laddi and others** Vs. **State of Punjab** and

**CRM-M-40095 of 2014, Bachittar Singh Vs. State of Punjab, CRM-M-10978 of 2015, Ranjit Singh @ Rana Vs. State of Punjab.**

On the other hand, learned State counsel on instructions from ASI-Puran Singh fairly states that the petitioner is in custody since 16.01.2015 and till date, FSL report has not been received.

Accordingly, without the report of the Chemical Examiner, the question as to whether an offence under the NDPS Act is made out or not, would still be open.

Considering the custody of the petitioner since 16.1.2015 and also the fact that petitioner is not involved in any other criminal proceedings under the NDPS Act, petitioner is admitted to interim regular bail and he be enlarged on bail on his furnishing bail/surety bonds to the satisfaction of the Chief Judicial Magistrate, Taran Taran.

It is made clear that if on receipt of FSL report, it is found that the alleged recovery made from the petitioner establishes an offence under the NDPS Act, the petitioner shall be taken into custody forthwith.

With the above above observation, petition is disposed of.

**[ Hari Pal Verma ]**  
**Judge**

15.05.2015  
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