

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

Crl. Misc. No.M-1258 of 2015

Date of Decision: 30.01.2015

Raj Kumar @ Raji

....Petitioner

Versus

State of Punjab

....Respondent

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. G.S. Kaura, Advocate
for the petitioner.

Ms. Ritu Punj, Addl. A.G., Punjab
for the respondent-State.

DAYA CHAUDHARY, J. (ORAL)

This petition has been filed under Section 439 Cr.P.C for grant of regular bail to the petitioner in case FIR No.168 dated 27.11.2013 registered under Section 22 of the NDPS Act at Police Station Shimlapuri, District Ludhiana.

Learned counsel for the petitioner submits that the petitioner has falsely been implicated in the case, whereas, not only challan was presented but charges have also been framed without having any Chemical Examiner's report. He further submits that the co-accused of the petitioner, namely, Narpinder Singh @ Nippy has approached this Court by way of filing **Criminal Misc. No.M-30463 of 2014** and he has been released on regular bail by relying upon the judgment of Division Bench of this Court in case **Inderjeet Singh @ Laddi and others vs State of Punjab 2014(3) RCR (Criminal) 953.**

Learned State counsel has not disputed regarding non receipt

of Chemical Examiner's Report and also with regard to grant of regular bail to co-accused of the petitioner, namely, Narpinder Singh @ Nippy.

In view of the submissions made by learned counsel for the petitioner and on the basis of parity in case of Narpinder Singh @ Nippy and admittedly, no Chemical Examiner's Report has been received, the present petition is allowed and the petitioner, namely, Raj Kumar @ Raji is directed to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court.

30.01.2015
gurpreet

(DAYA CHAUDHARY)
JUDGE