

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

CRM-M No.15748 of 2015

Date of Decision: 10.08.2015

Karan Kumar @ Karna

..... Petitioners

Vs.

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Ravi Malhotra, Advocate for the petitioner.

Mr. Kirat Singh Sidhu, Deputy Advocate General, Punjab
for the respondent.

JASWANT SINGH, J. (Oral)

The petitioner/accused-Karan Kumar @ Karna is seeking interim regular bail in case FIR No.55 dated 05.03.2015 under Section 22/61/85 of the NDPS Act, registered with Police Station Rama Mandi, District Jalandhar.

Learned Counsel for the petitioner at this stage, without going into the merits, only states that the report of the Chemical Examiner from the FSL regarding 200 Grams alleged intoxicant Powder is yet to be received whereas the petitioner has already been in custody since 05.03.2015.

Learned State Counsel, on instructions from H.C. Rajesh Kumar, concedes that the petitioner is in custody since last more than five months and despite reminders, the FSL report is still awaited.

In view of the absence of the report, the petitioner would be entitled for grant to interim bail till the report at least is received.

Resultantly, the petition is allowed and the Chief Judicial Magistrate/Illaqa Magistrate, Jalandhar is directed to release the petitioner-Karan Kumar @ Karna on interim bail to its satisfaction till the receipt of the FSL report. The petitioner shall also file his undertaking that on receipt of the report, he will surrender before the same Court and thereafter would take fresh steps for grant of bail.

Disposed of in the above terms.

August 10, 2015

Gagan

**(JASWANT SINGH)
JUDGE**