

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

**C.R.M-M No.21651-2015
Date of decision : 21.10.2015**

Gurdeep Singh @ Lalli

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr.Veneet Sharma, Advocate
for the petitioner.

Ms.Amarjit Kaur Khurana, Addl. AG, Punjab.

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

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case F.I.R. No.32 dated 13.03.2015 registered under Sections 22 of the NDPS Act at Police Station Sirhind, District Fatehgarh Sahib.

Today learned counsel for the petitioner has placed on record judgment of the Hon'ble Supreme Court in case *Union of India Vs. Sanjeev V.Deshpande, 2014 (13) SCC 1* and has pointed out that their Lordships have disapproved the judgment in *State of Uttranchal Vs. Rajesh Kumar Gupta, 2006 (4) RCR (Criminal) 974* relied upon on the last date. He has

further stated that the petitioner has been in custody for 7 months and even till date the FSL report has not come to determine whether the alleged recovery is of commercial quantity or not and prays that in any case till such time as the report of the FSL comes the petitioner should be released on interim bail.

Learned Additional Advocate General is not in a position to counter this argument.

In the circumstances the petitioner is directed to be released on interim bail to the satisfaction of the trial Court who will determine the issue of grant of regular bail on the receipt of the FSL report.

Petition stands disposed of.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

October 21, 2015

Pooja Sharma-I

**(AJAY TEWARI)
JUDGE**