

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

CRM-M No.25481 of 2015

Date of Decision:-27.08.2015

Surinder Chand.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Manpreet Singh, Advocate for
Mr. Sant Pal Singh Sidhu, Advocate for the Petitioner.

Mr. K.S. Sidhu, DAG Punjab.

JASWANT SINGH, J (ORAL)

Petitioner seeks interim bail due to non receipt of the Chemical Examiner report in case FIR No.26 dated 09.04.2015 for offence punishable under Section 22 of the Narcotics Drugs and Psychotropic Substances Act registered with Police Station Mallanwala, District Ferozepur.

It is stated that from the possession of the petitioner an alleged recovery of 500 tablets of Alpracon and 510 tablets of Nindra were recovered and the petitioner was arrested on 09.04.2015. Since then petitioner is in custody and the challan has been presented. However, the report from the Chemical Examiner is yet to be received. Thus the prayer is for interim bail.

Learned State Counsel on instructions from HC Gurdev Singh

concedes that the Chemical Examiner report is still awaited. In view of the absence of the report, the petitioner would be entitled for grant of interim bail till the report is received.

Resultantly, the petition is allowed and the Illaqa Magistrate/CJM, Ferozepur is directed to release the petitioner on interim bail to its satisfaction till the receipt of the Chemical Examiner report. 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, if required.

Disposed of in the above terms.

(JASWANT SINGH)
JUDGE

August 27, 2015
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