

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

**CRM-M No. 28616 of 2015 (O&M)
Date of Decision: 03.09.2015.**

Tejinder Singh @ Bittu

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Amaninder Singh Sekhon, Advocate
for the petitioner.

Mr. Kirat Singh Sidhu, DAG, Punjab.

JASWANT SINGH, J. (Oral)

Prayer is for grant of interim bail till the receipt of the Chemical Examiner Report on behalf of the petitioner-Tejinder Singh @ Bittu in case FIR No. 56 dated 28.05.2015 for offence punishable under Sections 21/22/61/85 of the Narcotics Drugs and Psychotropic Substances Act, registered with Police Station Bajakhana, District Faridkot.

As per allegations in the FIR, recovery of 300 tablets of Alprofresh and 50 grams of intoxicating powder was made while apprehending the petitioner.

Learned Counsel for the petitioner submits that the petitioner is in custody since 28.05.2015 i.e. almost three months and Chemical Examiner Report has not yet been received. Therefore, the prayer is for interim bail.

Learned State Counsel, on instructions from HC Harjinder Singh, concedes that the report of the FSL is yet to be received in spite of reminders. 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 partly allowed and the Illaqa Magistrate/CJM, Faridkot is directed to release the petitioner on interim bail to its satisfaction till the receipt of the report of the Chemical Examiner. Petitioner shall also file his undertaking that on receipt of the report against him, he will immediately surrender before the same court. The Investigating Agency shall also take steps, if required to take the petitioner in judicial custody.

Disposed of in the above terms.

September 03, 2015

'dk kamra' /Gagan

(JASWANT SINGH)
JUDGE