

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

**C.R.M-M No.35974-2015
Date of decision : 29.10.2015**

Daljit Singh @ Jeeti

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Liaqat Ali, Advocate
for the petitioner.

Mr. Ashish Sanghi, DAG, 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.58 dated 04.07.2015 registered under Section 22 of NDPS Act at Police Station Nurmahal, District Jalandhar.

At the very outset learned counsel for the petitioner states that he would not press for regular bail but since the FSL report has not yet been received it is not even sure as to what is the alleged recovery and therefore at this stage he would be satisfied if interim bail is granted to the petitioner and the issue regarding final bail be left to the trial Court after the receipt of the FSL report.

Learned Deputy Advocate General, on instructions from ASI Gurdev Lal has accepted the fact that the FSL report has not been received and states that he would have no objection to the limited prayer made by the petitioner.

In my opinion, in the absence of the FSL report it cannot be fair to keep the petitioner in custody indefinitely. Resultantly, the petition is partly allowed and the Chief Judicial Magistrate/Illaq Magistrate, Jalandhar is directed to release the petitioner on interim bail to its satisfaction till the receipt of the FSL report and thereafter to decide the application for bail on merits.

Petition stands disposed of.

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

October 29, 2015

Pooja Sharma-I

**(AJAY TEWARI)
JUDGE**