

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

CRM-M No.41995 of 2015 (O&M)

Date of Decision: 17.12.2015

Gurpreet Singh

..... Petitioner

Vs.

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Baljeet Singh Kathuria, Advocate for the petitioner.

Mr. Kirat Singh Sidhu, Deputy Advocate General, Punjab
for the respondent/State assisted by H.C. Mulkh Raj.

JASWANT SINGH, J. (Oral)

The petitioner/accused-Gurpreet Singh is seeking regular bail in case FIR No.140 dated 19.07.2015, under Sections 22/61/85 of the Narcotic Drugs and Psychotropic Substances Act, registered with Police Station Goraya, District Jalandhar.

There is a recovery of 150 grams of intoxicating powder from the conscious possession of the petitioner.

Learned Counsel for the petitioner/accused submits that the petitioner is in custody since 19.07.2015 and the challan has been presented without the Chemical Examiner Report on the seized contraband, therefore, he restricts his prayer for grant of interim bail awaiting the report of the Chemical Examiner.

Learned State Counsel, assisted by H.C. Mulkh Raj, is unable to refute the aforesaid factual position and, therefore, does not oppose the grant of interim bail.

Resultantly, the petition is partly allowed and the Chief Judicial Magistrate/Illaqa Magistrate/Duty Magistrate, Jalandhar is directed to release the petitioner-Gurpreet Singh 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.

Disposed of in the above terms.

December 17, 2015

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**(JASWANT SINGH)
JUDGE**