

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

CRM-M-44158 of 2014
Date of Decision: April 30, 2015

Gurmit Singh Sonu

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Vipin Mahajan, Advocate
for the petitioner.

Mr. C.S. Brar, DAG, Punjab assisted by
ASI, Chanan Singh, P.S. Fatehgarh Churian.

FATEH DEEP SINGH, J.

This is a petition under Section 439 Cr.P.C. for grant of regular bail in FIR No.88 dated 21.11.2014 under Sections 21,22,61,85 of NDPS Act registered at Police Station, Fatehgarh Churian, District Batala.

Learned State counsel on instructions from ASI Chanan Singh, Police Station, Fatehgarh Churian, District Batala submits that report of the Chemical Analyst is still awaited. It is contended by the learned counsel for the petitioner that the petitioner is in custody from five months and nine days and that the alleged recovery falls within non-commercial quantity.

In view thereof and without adverting onto the merits of the case and in view of this sad state of affairs and the delay in analysing the samples impels this Court to allow release of

the petitioner on interim bail to the satisfaction of the Special Court, Gurdaspur, where the remand matter is pending. However, the prosecution shall be at liberty to move the Court for cancellation of interim bail on receipt of report of the Chemical Analyst.

(FATEH DEEP SINGH)
JUDGE

April 30, 2015
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