

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-11900 of 2016 (O&M)
Date of Decision: 11.04.2016

Mohar Singh

--Petitioner

Versus

State of Punjab

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Vivek Goel, Advocate for the petitioner.

Mr. K.D. Sachdeva, Addl.A.G., Punjab.

TEJINDER SINGH DHINDSA.J

Petitioner seeks the benefit of interim regular bail in case F.I.R. No.31 dated 4.2.2016 under sections 21, 61, 85 of N.D.P.S Act and section 42 of Prisons Act, registered at Police Station, Kotwali Faridkot, District Faridkot.

Learned counsel for the parties have been heard.

Even as per prosecution version the alleged recovery effected from the petitioner is of 7 grams of intoxicant powder brown in colour.

Concededly, samples having been sent, report of the Chemical Examiner is still awaited.

The issue as regards offence under the provisions of N.D.P.S Act being made out against the petitioner, as such, would still be open.

Petitioner is not stated to be involved in any other case under the N.D.P.S Act.

Without making any observations on merits, present petition is allowed. Petitioner be enlarged on interim bail subject to satisfaction of C.J.M./Duty Magistrate, Faridkot.

It is, however, clarified that upon receipt of the report of the Chemical Examiner, if, an offence under the N.D.P.S Act is made out against the petitioner, he would be taken into custody forthwith.

Petition disposed of.

**(TEJINDER SINGH DHINDSA)
JUDGE**

11.04.2016
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