

Sr. No.228

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM No.M-18513 of 2016 (O&M)

Date of Decision: 31.05.2016

Baljinder Singh

... Petitioner

Versus

State of Punjab

... Respondent

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

Present:- Mr. H.S.Batth, Advocate,
for the petitioner.

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

TEJINDER SINGH DHINDSA, J.(ORAL)

As per prosecution version, present petitioner was apprehended on 21.04.2016 and an alleged recovery of 100 grams of intoxicant powder was effected.

It has been conceded that report of the Chemical examiner has not been received till date.

The issue as regards the offence being made out against the petitioner under the NDPS Act would as such still be open.

Petitioner is not stated to be involved in any other case under the NDPS Act.

Under such circumstances, petitioner is held entitled to the benefit of interim bail till receipt of the report of the Chemical Examiner. Petitioner be enlarged on interim bail in case FIR No.26 dated 21.04.2016, under Section 22 of Narcotic Drugs and Psychotropic Substances Act, registered at Police Station Sardulgarh, District Mansa to the satisfaction of

the trial Court/Duty Magistrate, Mansa.

It is made clear that if on receipt of report of the Chemical Examiner, an offence under the provisions of NDPS Act is made out, petitioner would be taken into custody forth with.

Disposed of.

31.05.2016

vandana

(TEJINDER SINGH DHINDSA)
JUDGE