

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

CRM-M-1855-2016 (O&M)

Date of decision : 22.08.2016

Balwinder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Aseem Kataria, Advocate,
for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab
assisted by HC Gautam Rishi.

JITENDRA CHAUHAN, J.

The petitioner seeks concession of regular bail under Section 439 of the Code of Criminal Procedure, in case FIR No.223 dated 02.08.2015, registered under Section 22 of the NDPS Act, at P.S. City-I, Abohar, Distt. Fazilka.

The learned counsel for the petitioner submits that the petitioner is in custody since 02.08.2015. Till today, the FSL report has not been filed.

The learned State counsel, on instructions, states that despite repeated reminders, to the concerned authorities, the report has not so far been received. Further, there is no assurance on behalf of the State as to how soon the same could be furnished.

Heard.

ATUL SETHI
2016.08.22 18:25
I attest to the accuracy and
authenticity of this document
Chandigarh

Vide order dated 22.01.2016, the petitioner was ordered to be released on interim bail till the receipt of report of the Forensic Science Laboratory. The requisite report is still awaited.

In view of the above, and keeping in view the law laid down by a Division Bench of this Court in *Inderjeet Singh @ Laddi Vs. State of Punjab, 2014(3) R.C.R. (Criminal) 953*, without adverting to the merits of the instant case, order dated 22.01.2016 is made absolute. On receipt of the report, in case, it is found to be positive, the same be communicated to the petitioner, who shall surrender to the jurisdiction of the Court, within seven days thereafter.

Disposed of.

22.08.2016
atulsethi

(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No