

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

**CRM-M No.27640 of 2016  
Date of decision: August 22, 2016**

**Rakesh @ Runda**

**...Petitioner**

**Versus**

**State of Haryana**

**...Respondent**

**CORAM: HON'BLE MR. JUSTICE JASPAL SINGH**

Present: Mr. Gourav Jain, Advocate  
for the petitioner.

Ms. Neelam Kashyap, DAG, Haryana  
for the respondent-State.

**JASPAL SINGH, J.(ORAL)**

Instant petition under Section 439 of Code of Criminal Procedure preferred by Rakesh @ Runda, seeking regular bail in case bearing FIR No.132 dated 03.04.2016, under Section 21/27A of Narcotic Drugs and Psychotropic Substance Act, 1985 registered at Police Station City Tohana, Tehsil and District Fatehabad, during the pendency of the trial.

As per the case of the prosecution, the accused was found in possession of 40 gms. of Smack without any permit and license on 3<sup>rd</sup> April, 2016 in the area of Kanchi Chownk Tohana, P.S. City-Tohana, District Fatehabad.

Undisputably, after completion of the investigation, report under Section 173(2) Cr.P.C. has already been presented in the Court of jurisdictional Magistrate but without report of Forensic Science Laboratory. Receipt of report of the Forensic Science Laboratory and the disposal of the trial is likely to take sufficient long time.

Taking into consideration the quantity of the Smack alleged to have been recovered from the possession of the petitioner and other aspects mentioned above, this Court deems it a fit case to grant concession of bail. Accordingly, petition is allowed and petitioner is ordered to be released on bail on his furnishing requisite bail bonds at the satisfaction of the concerned trial Court/Duty Magistrate.

August 22, 2016  
*m. sharma*

(JASPAL SINGH)  
JUDGE

|                           |   |        |
|---------------------------|---|--------|
| Whether Speaking/Reasoned | : | Yes/No |
| Whether Reportable        | : | Yes/No |