

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

CRM No.M-34951 of 2016 (O&M)

Date of decision: 06.10.2016

Mohinder Kumar

...Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Rahul Rampal, Advocate for
Mr. Amjad Khan, Advocate for the petitioner(s).

Mr. Mehardeep Singh, Addl. A.G., Punjab

Mr. Sunny K. Singla, Advocate for the complainant.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 439 of the Code of Criminal Procedure, the petitioner(s) has sought regular bail in case FIR No.111 dated 18.05.2016, registered under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Division No.7, Ludhiana, Distt. Ludhiana.

It is contended that the petitioner was arrested on 18.05.2016 for possessing 2 kgs. 200 grams ice (Methamphetamine). The chemical report has still not been received.

On the other hand, the learned State counsel opposes the prayer of bail. He informs that the FSL report is still awaited.

I have heard learned counsel for the parties and perused the record.

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***, the Court feels that ends of justice would be met if the petitioner is allowed interim bail, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to interim bail on his furnishing bail bonds and surety bonds, to the satisfaction CJM/Illaqa Magistrate, concerned.

However, if the chemical report is found to be positive, the same shall be intimated/forwarded to the petitioner who shall surrender before the competent Court within a week thereafter.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

06.10.2016

ashok

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned: Yes / No

Whether reportable: Yes / No