

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-39634 of 2015 (O&M)
Date of Decision: 14.01.2016

Lakhwinder Singh

--Petitioner

Versus

State of Punjab

--Respondent

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

Present:- Mr. K.S. Brar, Advocate for the petitioner.

Mr. R.S. Randhawa, Addl. A.G., Punjab.

TEJINDER SINGH DHINDSA.J

Petitioner seeks the benefit of regular bail pending trial in case F.I.R. No.118 dated 21.8.2015 under sections 22, 61, 85 of N.D.P.S Act, registered at Police Station, Lambi, District Sri Muktsar Sahib.

Suffice it to notice that the petitioner has been implicated on the basis of an alleged recovery of 1800 tablets of Microlit.

Petitioner has been in custody since 21.8.2015.

It has gone uncontroverted that report of the Chemical Examiner has not seen the light of the day till date.

Under such circumstances, the question as to whether an offence under section N.D.P.S Act is made out would still be open.

In view of the circumstances noticed herein above, the petitioner is held entitled to the benefit of interim bail.

Petitioner is directed to be enlarged on interim bail subject to satisfaction of C.J.M./Duty Magistrate, Sri Muktsar Sahib.

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

Petition disposed of.

**(TEJINDER SINGH DHINDSA)
JUDGE**

14.01.2016

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