

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

CRM No. M-41309 of 2016

Date of decision:- November 29, 2016

UMAR PAL GAUTAM

....PETITIONER..

VS.

STATE OF PUNJAB

....RESPONDENT..

CORAM:- HON'BLE MR. JUSTICE JASPAL SINGH

Present:- Mr. Raj Kumar Gupta, Advocate,
for the petitioner.

Ms. Bhavna Gupta, DAG, Punjab.

JASPAL SINGH, J. (Oral)

By virtue of instant petition preferred under Section 439 of the Code of Criminal Procedure (for brevity, "Code" only), petitioner-Umar Pal Gautam has sought bail during the pendency of trial, in case FIR No.39, dated 26.05.2016, under Section 18 of the Narcotic Drugs and Psychotropic Substances Act, 1985, Police Station Moti Nagar, District Ludhiana.

2. As per the case of prosecution, the accused was allegedly found in possession of 1.500 gm opium without any permit or licence in the area of Moti Nagar, Ludhiana on 26.05.2016. Though, the sample has already been sent to Forensic Science Laboratory for chemical analysis but till date, no report has been received.

3. Thus, instant petition is disposed of with the direction to Chief Judicial Magistrate/Duty Magistrate, Ludhiana to enlarge the petitioner on interim bail till the report of Forensic Science Laboratory is received and

handed over to the petitioner for availing his further remedy. He shall not be arrested for 10 days after receipt of aforesaid report.

4. With the aforesaid observation, the present petition is disposed of accordingly.

November 29, 2016
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reasonable: Yes/No