

CRM-M-42796-2016

Date of Decision : 06.12.2016

Prem Kumar

.....Petitioner

versus

State of Punjab

....Respondent

CORAM : HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Rahul Makkar, Proxy Counsel for
Mr. L.M. Gulati, Advocate
for the petitioner.

Ms. Simsi Dhir Malhotra, DAG, Punjab.

M.M.S. BEDI, JUDGE (ORAL)

Proxy counsel for the petitioner submits that though the recovery was effected on 02.08.2016, yet till date, no report of chemical examiner has been received. The petitioner has been in custody since 02.08.2016.

On account of report of the chemical examiner having not been received, the petitioner can be released on bail till the receipt of report of chemical examiner.

The petition is allowed. Petitioner is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the trial Court subject to the condition that he would be required to surrender on receipt of report of chemical examiner. In case of receipt

of report, petitioner would be required to voluntarily surrender without prejudice to his right to seek concession of regular bail again and if he does not surrender, the said fact may be considered as adverse to the petitioner while determine his right for regular bail subsequently.

(M.M.S. BEDI)
JUDGE

06.12.2016
Neha

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No