

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-42180 of 2015 (O&M)
Date of Decision: 16.02.2016

Raj Kumar @ Rajbir @ Rajju Bhaiya

--Petitioner

Versus

State of Punjab

--Respondent

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

Present:- Mr. H.S. Rakhra, Advocate for the petitioner.

Ms. Manpreet Dhaliwal, A.A.G., Punjab.

TEJINDER SINGH DHINDSA.J

Petitioner seeks benefit of regular bail in case F.I.R. No.203 dated 23.8.2015 under sections 21, 22, 61, 85 of N.D.P.S Act, registered at Police Station, Cantonment, District Amritsar.

Case of the prosecution is that on 23.8.2015 an alleged recovery of 400 tablets was effected from the possession of the petitioner.

It has gone uncontroverted that samples having been sent, report of the Chemical Examiner is still awaited.

Under such circumstances, the issue as to whether offence against the petitioner under the N.D.P.S Act is made out, would be open.

In view of the above circumstances, petitioner is held entitled to the concession of interim bail. Petitioner be enlarged on bail subject to satisfaction of C.J.M./Duty Magistrate, Amritsar.

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

Petition disposed of.

**(TEJINDER SINGH DHINDSA)
JUDGE**

16.02.2016

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