

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

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CRM-M-43269-2016

Date of Decision : 12.12.2016

BALWINDER SINGH

..... Petitioner

versus

STATE OF HARYANA

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr.Rajat Mor, Advocate
for the petitioner.

Mr. Amrik Narwal, DAG, Haryana.

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case F.I.R. No.432 dated 29.05.2016 registered under Sections 15/18/27/27A/61/85 of NDPS Act at Police Station-Sadar Karnal, District Karnal.

Learned counsel for the petitioner has argued that in this case the alleged recovery was 250 kg of poppy husk and 11 kg of opium and the petitioner has now been in custody since 29.05.2016 and despite the lapse of more than 06 months the forensic report has not come and prays that at least till that time the petitioner be released on interim bail.

Learned DAG has accepted this fact.

In my opinion, in the absence of the FSL report it cannot be fair to keep the petitioner in custody indefinitely. Resultantly, the petition is partly allowed and the trial Court is directed to release the petitioner on

interim bail to its satisfaction till the receipt of the FSL report and thereafter to decide the application for bail on merits.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

December 12, 2016
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned	-	Yes/No
Whether reportable	-	Yes/No