

Sr. No.215

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM No. M-1167 of 2017 (O&M)
Date of Decision:20.01.2017

Kuldeep Singh @ Keepa

... Petitioner

Versus

State of Punjab

... Respondent

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

Present:- Mr. B.S.Toor, Advocate,
for the petitioner.

Ms. Harpreet K. Athwal, DAG, Punjab.

TEJINDER SINGH DHINDSA, J.(ORAL)

Petitioner seeks benefit of regular bail in case FIR No.98 dated 22.08.2016 under Sections 22/61/85 of NDPS Act, registered at Police Station Laddowal, District Ludhiana.

Counsel for the parties have been heard.

Even as per prosecution version, the recovery effected from the present petitioner is of 300 grams of contraband.

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

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

Petitioner is not stated to be involved in any other case under the NDPS Act.

Under such circumstances, the petitioner is held entitled to the benefit of interim bail till the report of the Chemical Examiner is furnished.

Petitioner be enlarged on bail subject to satisfaction of the

Chief Judicial Magistrate/Duty Magistrate, Ludhiana.

It is, however, clarified that after receipt of the report of the Chemical Examiner, if the offence under the NDPS Act is made out against the petitioner, he shall be taken into custody forthwith.

Disposed of.

20.01.2017

vandana

(TEJINDER SINGH DHINDSA)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No