

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

CRM No.M-1579 of 2017 (O&M)

Date of decision: 27.01.2017

Surjit Singh

...Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. S.K. Chawla, Advocate for the petitioner(s).

Ms. Harsimrat Rai, DAG, Punjab
assisted by ASI Charan Singh.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 439 of the Code of Criminal Procedure, the petitioner has sought regular bail in case FIR No.0267 dated 11.11.2016, registered under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station City Faridkot.

It is contended that the petitioner is in custody since 11.11.2016. Allegedly in a raid conducted in area of Nehru Stadium, Faridkot, 700 tablets of Microlit were recovered from the petitioner. The FSL report has not been received so far. The petitioner, aged 60 years, is not involved in any other FIR, which is duly admitted by learned State counsel.

On the other hand, the learned State counsel opposes the prayer of bail. She informs that the FSL report is still awaited.

I have heard learned counsel for the parties and perused the record.

In view of the above and keeping in view the law laid down by a Division Bench of this Court in ***Inderjeet Singh @ Laddi Vs. State of Punjab, 2014(3) R.C.R. (Criminal) 953***, the Court feels that ends of justice would be met if the petitioner is allowed interim bail, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to interim bail on his furnishing bail bonds and surety bonds, to the satisfaction CJM/Illaqa Magistrate, concerned.

However, if the chemical report is found to be positive, the same shall be intimated/forwarded to the petitioner who shall surrender before the competent Court within a week thereafter.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

27.01.2017

ashok

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned: Yes / No

Whether reportable: Yes / No