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

CRM-M-24918 of 2017

Date of decision: August 11, 2017

Nitish Kumar

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present: Mr. Sandeep Arora, Advocate for the petitioner.

Ms. Samina Dhir, DAG Punjab.

A.B. CHAUDHARI, J (Oral)

Heard learned counsel for the rival parties.

Petitioner seeks grant of regular bail in FIR No.49 dated 06.04.2017, under Sections 21, 22 of Narcotic Drugs and Psychotropic Substance Act, 1985 and Section 25 of Arms Act, 1959 (for short 'NDPS Act'), registered at Police Station Kartarpur, District Jalandhar Rural. The petitioner was arrested on 06.04.2017 and is in jail since then.

Now there is a report from the Forensic Science Laboratory filed by learned State counsel today in Court, photocopy of which is taken on record and marked as 'X' for identification. The report shows that sample tested by the laboratory does not fall within the mischief of NDPS Act.

In that view of the matter, this petition is allowed.

Petitioner shall be released on bail subject to the satisfaction of the

Chief Judicial Magistrate/Duty Magistrate concerned. Petitioner shall not tamper, influence and threaten the prosecution witnesses and complainant as well.

(A.B. CHAUDHARI)
JUDGE

August 11, 2017

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No