

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

**259**

**CRM-M-37782 of 2017  
DATE OF DECISION:30.10.2017.**

**Amrik Singh alias Kala**

**....Petitioner.**

**VERSUS**

**State of Punjab**

**....Respondent.**

**CORAM : HON'BLE MR. JUSTICE SHEKHER DHAWAN**

**Present:** Mr. D.S. Malwai, Advocate  
for the petitioner.

Mr. Anmol Sandhu, AAG, Punjab.

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**Shekher Dhawan, J. (Oral)**

Present petition under Section 439 Cr.P.C. for grant of interim bail to the petitioner in case FIR No.57 dated 11.07.2017 under Section 22 and 29 of NDPS Act, registered at Police Station City Cheema, District Sangrur.

Learned counsel for the petitioner contended that the FSL report has not been received as yet and the petitioner be granted interim bail till receipt of report of Chemical Examiner.

Learned State counsel affirms the factum regarding non receipt of the FSL report.

For having been found in possession of 25 wrappers containing 10/10 tablets of Emzolax-0.5 (250 tablets), it will not be feasible to arrive at a presumption that the petitioner was found in possession of above  
**intoxicant. The petitioner is in custody since 11.07.2017**

In view of the peculiar circumstances of the case, the petition is allowed. The petitioner is ordered to be released on bail on his furnishing bail bonds/ surety bonds to the satisfaction of learned trial Court/ Area Magistrate, subject to the condition that the petitioner would be required to surrender after the receipt of report of FSL, without prejudice to the right of the petitioner to seek regular bail, thereafter, in accordance with law.

(SHEKHER DHAWAN)  
JUDGE

30.10.2017.  
*komal*

|                           |   |        |
|---------------------------|---|--------|
| Whether speaking/reasoned | : | YES/NO |
| Whether reportable        | : | YES/NO |