

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

CRM-M-6088-2017 (O&M)

Date of decision: 01.03.2017

Raj Kumar @ Raju

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. L.S. Sandhu, Advocate for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana.

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.252, dated 09.09.2016, registered under Sections 21 and 27-A of the Narcotic Drugs and Psychotropic Substances Act, 1985, at Police Station Sadar Dabwali, District Sirsa.

It is contended that the petitioner was arrested on 09.09.2016. However, the challan has not so far been presented. The FSL report is still awaited.

On the other hand, the learned State counsel opposes the prayer of bail and states that the recovery was effected from the conscious possession of the petitioner. He informs that the FSL report is still awaited.

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

Keeping in view the fact that the FSL report is still awaited, 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 till the receipt of FSL report on his furnishing bail bonds and surety bonds, to the satisfaction CJM/Illaq 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.

01.03.2017

sumit.k

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No