

Sr. No.217

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

CRM No. M-11078 of 2018 (O&M)

Date of Decision: 21.03.2018

Tarlok Singh @ Tarloka

... Petitioner

Versus

State of Punjab

... Respondent

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

Present:- Mr. Himanshu Puri, Advocate,
for the petitioner.

Mr. S.S.Sandhu, AAG, Punjab.

TEJINDER SINGH DHINDSA, J.(ORAL)

Petitioner seeks benefit of regular bail pending trial in case FIR No.09 dated 11.01.2018, under Sections 15/22/61/85 of NDPS Act, registered at Police Station Talwandi Chaudhrian, District Kapurthala.

As per prosecution version, an alleged recovery of 710 intoxicant tablets and 300 grams of poppy husk was effected from the conscious possession of the petitioner.

It is conceded that samples having been drawn and sent for examination, report of the Chemical Examiner is still awaited.

Offence as to whether made out under the NDPS Act against the petitioner would as such be still open.

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

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

Petition is allowed. Petitioner be enlarged on bail subject to satisfaction of the trial Court/Duty Magistrate, Kapurthala.

It is, however, made clear that if upon receipt of the Chemical Examiner report offence is made out against the petitioner, he would be taken into custody forthwith.

Disposed of.

21.03.2018

vandana

(TEJINDER SINGH DHINDSA)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No