

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-35521-2018 (O&M)
Date of Decision:-13.09.2018.

Sukhdev Singh and another

.....Petitioners

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present: Mr. D.S. Virk, Advocate for the petitioners.

Mr. R.K. Doon, AAG, Haryana.

P.B. BAJANTHRI, J. (Oral)

In the instant petition, petitioners have sought for regular bail in case FIR No.95 dated 05.05.2018, under Sections 17/61/85 of the NDPS Act, registered at Police Station Ellenabad, District Sirsa.

2.) Learned counsel for the petitioners submitted that petitioners are entitled to the benefit of regular bail in view of the following two decisions passed by this Court:-

(i)CRM-M-32447-2018 (Amarjit Singh @ Mithu Vs. State of Punjab) decided on 06.08.2018.

(ii)CRM-M-33176-2017 (Sunil Kumar @ Shila Vs. State of Punjab) decided on 14.09.2017.

In the aforesaid cited decisions interim bail has been granted

for want of FSL report. Learned counsel for the petitioners restricted

petitioners' prayer for interim bail i.e. upto the receipt of FSL report.

3.) Learned State counsel has not disputed the aforesaid facts.

4.) Heard.

5.) In view of the above facts and circumstances, petitioners are entitled to the benefit of interim bail, therefore, without expressing any opinion on the merits of the case, present petitions are allowed in part. Petitioners are ordered to be released on interim bail on their furnishing bail/surety bonds to the entire satisfaction of the Chief Judicial Magistrate/Duty Magistrate till the communication of FSL report to the petitioner subject to the following conditions:-

(i) Petitioners shall not in any way indulge in any criminal activities and they shall not influence the witnesses or otherwise interfere with the fair trial.

(ii) Petitioners shall surrender before the Court as and when they are communicated with FSL report.

(P.B. BAJANTHRI)
JUDGE

September 13, 2018.
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Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.