

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

226

CRM-M-36385-2018 (O&M)

Date of Decision:-28.08.2018

Rahul

.....Petitioner

Versus

State of Punjab

.....Respondent

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

Present: Mr. Rishu Mahajan Advocate for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab.

P.B. BAJANTHRI, J.(ORAL)

In the present petition, petitioner seeks anticipatory bail under the provision of Section 438 Cr.P.C. in FIR No.115 dated 04.07.2018 under Sections 22/61/85 of NDPS Act registered at Police Station Division No. 1, District Jalandhar.

2. Learned counsel for the petitioner submitted that petitioner is entitled for anticipatory bail on the score that recovery of intoxicating injection mark Avil is non-commercial quantity and FSL report is yet to be received.

3. On instructions of ASI Puran Singh, learned State counsel has not disputed the fact that recovery of intoxicating injection mark Avil is non-commercial quantity and FSL report is yet to be received.

4. Heard the learned counsel for the parties.

5. Learned counsel for the petitioner prayed for interim bail in view of the judgment titled as Inderjeet Singh @ Laddi Versus State of Punjab

reported in 2014(3) RCR (Criminal) 953. On the other hand learned State

counsel has no objection to grant interim bail.

6. In view of these factual aspects, petitioner is released on interim bail subject to his furnishing bail bond to the entire satisfaction of Trial Court/Chief Judicial Magistrate/Duty Magistrate for a period up to the communication of FSL report to the petitioner/accused.

7. With the above observation, petition stands allowed partly.

8. However, the petitioner shall not in any way indulge in any criminal activities and he shall also not influence the witnesses or other wise interfere with the fair trial.

28.08.2018

pooja saini

**(P.B. BAJANTHRI)
JUDGE**

Whether speaking/reasons:

Yes/No

Whether Reportable:

Yes/No