

CRM-M-37035-2018

Date of Decision: 04.09.2018

Sukhraj Singh

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL**Present:** Mr. Hakam Singh, Advocate
for the petitioner.

Mr. D.R. Singla, AAG, Haryana.

SUDHIR MITTAL, J. (ORAL)

The petitioner seeks regular bail in FIR No.63 dated 07.05.2018 under Section 22 of the NDPS Act, 1985 registered at Police Station Odhan District Sirsa (Haryana).

As per the contents of the FIR, 32 bottles of Onerex each weighing 100 ML, were recovered from the petitioner.

Learned counsel for the petitioner submits that the FSL report has not been received till date and therefore, the learned Trial Court was in error in rejecting the bail application of the petitioner on the ground that a huge quantity of contraband had been recovered. He further submitted that unless the FSL report is received, it cannot be said that the petitioner is a guilty of possession of some narcotic substance.

Learned State counsel does not dispute the fact that the FSL report has not been received till date.

In view of the above, the petitioner is directed to be released on interim bail to the satisfaction of the Trial Court till the date of receipt of the

report of Forensic Science Laboratory. On receipt of report of the FSL, the learned Trial Court shall issue notice to the petitioner, who shall be bound to surrender before it.

Disposed of.

(SUDHIR MITTAL)
JUDGE

04.09.2018

Neha Whether Speaking/Reportable : Yes/No
 Whether Reportable : Yes/No