

In the High Court of Punjab and Haryana at Chandigarh

CRM M-39518 of 2018 (O&M)
Date of Decision: September 14, 2018

Randhir Singh @ Dheera

... Petitioner

Versus

State of Punjab

... Respondent

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

Present: Mr. Prashant Vashisth, Advocate,
for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab.

P.B. Bajanthri, J. (Oral)

1. In the present petition, petitioner has sought for regular bail in case FIR No. 212 dated 03.07.2018, under Sections 22/61/85 of NDPS Act, registered at Police Station Dakha, Ludhiana-Rural.

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

- i) CRM M-32447-2018 titled as Amarjit Singh @ Mithu vs. State of Punjab, decided on 06.08.2018;
- ii) CRM M-33176-2017 titled as 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 petitioner restricted his prayer for interim bail i.e. upto the receipt of FSL report.

3. Learned State counsel has not disputed the aforesaid facts as well as factual position of this case.

4. Heard.

5. In view of these facts and circumstances, petitioner is entitled to the benefit of interim bail, therefore, without expressing any opinion on the merits of the case, present petition is allowed partly. Petitioner – Randhir Singh @ Dheera is ordered to be released on interim bail on his furnishing bail/surety bonds to the entire satisfaction of the Chief Judicial Magistrate / Duty Magistrate concerned till the communication of FSL report to the petitioner subject to the following conditions:-

- (i) Petitioner shall not in any way indulge in any criminal activities and he shall not influence the witnesses or otherwise interfere with the fair trial.
- (ii) Petitioner shall surrender before the Court as and when he is communicated with FSL report.

September 14, 2018
vkd

[P.B. Bajanthri]
Judge

Whether reasoned / speaking : Yes

Whether reportable : No