

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

203

CRM-M No.46805 of 2017

Date of Decision: January 30th, 2018

Manmeet Kaur alias Mahi

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Rishu Mahajan, Advocate
for the petitioner.

Mr. Dhruv Dayal, Senior Deputy Advocate General, Punjab.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner has approached this Court for grant of regular bail by filing the present petition under Section 439 of the Code of Criminal Procedure, 1973, in FIR No.134 dated 17.06.2015, registered at Police Station City Chheharta, Amritsar, under Sections 21/22/61/85 of the NDPS Act and 25/54/59 of the Arms Act.

Perusal of the record indicates that the petitioner was granted interim bail by the trial Court in the light of the fact that the report of the Chemical Examiner had not been submitted. On furnishing the requisite bail bonds/surety bonds, petitioner continued to avail of the said concession but failed to appear in Court on 18.03.2017 because of which non-bailable warrants were issued against her. Thereafter she herself surrendered before the trial Court on 27.04.2017 and moved an application for grant of interim bail as per the earlier order, which application stands dismissed by the trial Court on 27.10.2017 on the ground that she has misused the concession once granted to her.

Counsel for the petitioner contends that the petitioner is in custody since 27.04.2017 and till date, the report of the Chemical Examiner

has not been submitted.

This fact could not be disputed by the counsel for the State, on instructions from S.I. Balbir Singh, Police Station Chheharta, District Amritsar.

In view of the above, the present petition is partly allowed.

Petitioner-Manmeet Kaur alias Mahi is directed to be released on interim bail on furnishing bail and surety bonds to the satisfaction of the trial Court, Amritsar, till the submission of the report of the Chemical Examiner.

January 30th, 2018
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No