

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-47848-2018

Date of Decision: 02.11.2018

Kashish

... Petitioner

Vs.

State of Punjab

... Respondent

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

Present : Mr. Balram Singh, Advocate for the petitioner.

Mr. Luvinder Sofat, A.A.G. Punjab.

P.B. BAJANTHRI J. (Oral)

In the instant petition, petitioner has sought for anticipatory bail under the provisions of Section 439 Cr.P.C in case FIR No.75 dated 12.09.2018 registered under Section 22 of NDPS Act and Section 379/B and 411 IPC (Section 379/B and 411 IPC added lateron) at Police Station Satnampura, Phagwara, District Kapurthala.

2. Learned counsel for the petitioner in support of bail submitted that FSL report is yet to be received. Petitioner restrict his prayer only to interim bail. Therefore, he is entitled to interim bail in view of Supreme Court judgment rendered in the case of **Inderjeet Singh @ Laddi and others** v. **State of Punjab**; 2014 (3) RCR (Criminal) 953.

3. Learned State counsel on instructions from Kuldeep Singh has not disputed the above factual aspect.

4. As the FSL report not received so far and in terms of Inderjeet Singh @ Laddi's case (supra), petitioner is entitled for interim bail.

5. Accordingly, petitioner-Kashish is ordered to be released on interim bail on his furnishing requisite bail/surety bonds to the entire satisfaction of concerned Chief Judicial Magistrate/Duty Magistrate subject to the condition that he will surrender before the trial court as and when FSL report is communicated to the petitioner.

6. Petition stands allowed partly.

02.11.2018

rajeev

(P.B. Bajanthri)

Judge

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No