

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

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**CRM-M No. 3246 of 2019
Date of Decision: 29.1.2019**

Bano**.....Petitioner****v.****State of U.T. Chandigarh****.....Respondent****CORAM HON'BLE MR. JUSTICE RAMENDRA JAIN**

Present:- Mr. Ashish Aggarwal, Advocate, for the petitioner

Mr. Gautam Dutt, APP, UT, Chandigarh

RAMENDRA JAIN, J.

Prayer in the instant petition, under Section 439 Cr.P.C. has been made for grant of regular bail to the petitioner Bano in a case arising from FIR No. 236 dated 7.12.2018 under Sections 21, 22 of the Narcotics, Drugs and Psychotropic Substances Act, 1985 (for short the “NDPS Act”), registered at Police Station Maloya, District Chandigarh.

According to the prosecution, the petitioner was apprehended on 7.12.2018 and 5 injections of Pheniramine Meleate (2ml each), 5 injections of Buprenorphine (2ml each) and 45 grams of heroin were recovered from her conscious possession.

Learned counsel for the petitioner, inter alia, contends that FSL report has not yet been received. Therefore, it cannot be said at this stage that alleged recovery was a narcotic substance. The petitioner is in custody since 7.12.2018.

In view of the above but without expressing any opinion on the

merits of the case, the petitioner is granted interim bail subject to furnishing personal bonds and two sureties of Rs.2 lakhs to the satisfaction of the special Court concerned only till receipt of the FSL report.

The petition stands disposed of accordingly.

(RAMENDRA JAIN)
JUDGE

29.1.2019
Ashwani

Speaking/Reasoned	Yes/No
Reportable	Yes/No