

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Sr. No.214

CRM-M-6399-2019

Date of decision : 14.2.2019

Rakesh Kumar

..... Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. AS Manaise, Advocate, for the petitioner.

Mr. K.S. Sidhu, DAG, Punjab

SUDHIR MITTAL, J. (Oral)

The petitioner seeks regular bail in case FIR No.200 dated 28.11.2018, registered at Police Station City Sri Muktsar Sahib, District Sri Muktsar Sahib, under Section 22 of the NDPS Act, 1985.

Learned counsel for the petitioner confines his prayer to the grant of interim bail as FSL report has not been received till date. Reliance is placed upon a judgment passed by the Division Bench of this Court in **'Inderjeet Singh @ Laddi Vs. State of Punjab, 2014(3) RCR (Criminal) 953'**.

Custody certificate dated 13.2.2019, by way of affidavit of Sh. S.S. Nandgarh, Superintendent, District Jail, Sri Muktsar Sahib, has been filed by the learned State counsel in Court and the same is taken on record. According to this certificate, the petitioner has undergone actual custody of 02 months and 14 days and there is no other criminal case pending or decided against him.

Keeping in view the fact that report of the FSL has still not been received and in accordance with ratio of Division Bench judgment in **Inderjeet Singh @ Laddi** (supra), I deem it appropriate to release the

petitioner on bail till the receipt of report of the FSL. Accordingly, the

petitioner is ordered to be released on bail till the receipt of the report of the FSL, to the satisfaction of the trial Court/Judge, Special Court concerned. Thereafter, on the date of receipt of report of the FSL, the petitioner shall surrender before the trial Court/Judge, Special Court concerned and shall seek regular bail afresh.

Disposed of.

(SUDHIR MITTAL)
JUDGE

14.2.2019
Ramandeep Singh

Whether speaking / reasoned

Yes / No

Whether Reportable

Yes/ No