

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-29343-2019

Date of decision: 17.07.2019

Gurtej Singh @ Kaka

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

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

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.40 dated 12.04.2019 under Sections 15, 22, 25 of NDPS Act, registered at Police Station Hathur, District Ludhiana Rural.

Learned counsel for the petitioner submits that FSL report is still awaited and has relied upon **Inderjeet Singh @ Laddi and others vs State of Punjab, 2014 (3) RCR (Criminal) 953**, to contend that till the report of the FSL is received, the petitioner may be released on interim bail.

Learned State counsel, on instructions from ASI Lakhbir Singh, submits that till date, the FSL report has not been received.

In view of the judgment of this Court in **Inderjeet Singh @ Laddi's** case (supra), wherein it has been held that awaiting the report of Chemical Examiner/FSL, the sentence of the petitioner can be suspended till

receiving of such report, this petition is disposed of and the petitioner is directed to be released on interim bail subject to his furnishing bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate, till receiving of the FSL report. The petitioner shall submit an undertaking before the trial Court along with his bail/surety bonds that he will surrender before the trial Court on receiving the report of FSL.

[ARVIND SINGH SANGWAN]
JUDGE

17.07.2019

vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No