

In the High Court of Punjab and Haryana at Chandigarh

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CRM-M-40538-2019 (O & M)
Date of Decision: October 24, 2019

NAVPREET SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. J. K. Singla, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking regular bail in FIR No.89 dated 16.07.2019, under Section 22 of the NDPS Act, 1985 registered at Police Station City-2 Mansa, District Mansa.

Learned counsel for the petitioner contends that the allegations in the FIR are that a plastic bag containing 14 vials of WINCIREX and 350 tablets of Carisoma were recovered from him. He further contends that the report of the Chemical Examiner has not been received till date. He refers to judgment of Division Bench of this Court in the case of **Inderjit Singh @ Laddi Vs. State of Punjab**, 2014 (3) RCR (Criminal) 953, wherein it has been held that in case where the report of the Chemical Examiner is not received, the petitioner is entitled to the concession of interim bail.

Learned State counsel upon instructions from ASI Inderjeet Singh states that the report of the Chemical Examiner is still awaited.

Heard.

The FIR has been registered on 16.07.2019 wherein recovery was also effected from the petitioner. The petitioner is in custody and the report of the Chemical Examiner has not been received till date.

Therefore, in view of the law laid down by Division Bench of this Court in the case of **Inderjit Singh @ Laddi** (supra), I deem it appropriate to grant concession of interim bail to the petitioner till the receipt of the report of the Chemical Examiner.

Consequently, the instant petition is allowed. The petitioner is ordered to be released on interim bail subject to the satisfaction of the trial Court/Illaq Magistrate.

However, this order shall remain in operation till the receipt of Chemical Examiner report. The petitioner shall file an undertaking that on receipt of the report of the Chemical Examiner, he shall surrender before the trial Court for further proceedings.

(ANUPINDER SINGH GREWAL)
JUDGE

October 24, 2019

A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No