

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-52393-2019 (O&M)

Date of decision: 16.12.2019

Avnish Kumar

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Raman Goklaney, Advocate
for the petitioner.

Mr. Jagmohan Ghumman, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.137 dated 25.09.2019 under Section 22 of NDPS Act, registered at Police Station City Jalalabad, District Fazilka.

Learned counsel for the petitioner submits that FSL report is still awaited and has relied upon a judgment in **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 the Investigating Officer, 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, the petitioner is directed to be released on interim bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaqa 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.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

16.12.2019
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No