

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

219

**CRM-M-8546-2020
Date of decision: 03.03.2020**

Ranjit Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI

Present : Mr. K.P.S. Virk, Advocate
for the petitioner.

Mr. Sandeep Singh Deol, D.A.G., Punjab
for the respondent.

ARUN KUMAR TYAGI, J (ORAL)

The petitioner has filed the present (first) petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.222 dated 10.11.2019 under Sections 22 and 25 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short, "the NDPS Act") registered at Police Station Sidhwan Bet, District Ludhiana Rural.

Learned State counsel has appeared and opposed the bail application.

I have heard learned counsel for the petitioner and learned State counsel and gone through the record.

Learned counsel for the petitioner has argued that the petitioner has been falsely implicated in the case. The mandatory provisions of NDPS Act have not been complied with. The FSL report has not been received so far. Trial is likely to take long time and no purpose will be served by keeping the petitioner in custody. Therefore,

the petitioner may be ordered to be released on regular bail.

On the other hand, learned State counsel has argued that the petitioner is accused of having kept in his possession huge quantity of the contraband. However, learned State counsel has conceded that FSL report in the case has not been received so far.

Thereupon learned counsel for the petitioner has restricted his prayer made in the petition to interim bail till receipt of FSL Report.

In view of the fact that the FSL report in the case has not been received so far and observations of this Court in Para No.54 of the judgment passed in *Inderjeet Singh @ Laddi and others Vs. State of Punjab : 2014(3) RCR (Criminal) 953* favouring release on bail till receipt of FSL report but without commenting on merits of the case, I am of the considered view that the petitioner deserves the concession of interim regular bail till receipt of FSL report.

Therefore, the petition is allowed and the petitioner is ordered to be released on interim regular bail till receipt of FSL report on furnishing of bail bonds by the petitioner to the satisfaction of the Judge, Special Court concerned. On receipt of FSL report, the petitioner shall apply for regular bail before the Judge, Special Court concerned who shall be at liberty to decide the same in accordance with law keeping in view the FSL report.

03.03.2020

Vinay

(ARUN KUMAR TYAGI)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No