

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

CRM-M No. 9729 of 2020 (O&M)

Date of decision: - 13.03.2020

Narain Singh @ Roop @ Kala

..Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. I.P.S. Kohli., Advocate
for the petitioner.

Mr. Kirat Singh Sidhu, DAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Through this petition, the petitioner seeks regular bail in case FIR No.276 dated 23.11.2019, registered at Police Station City Sultanpur Lodhi, District Kapurthala, under Section 21 of NDPS Act, 1985.

Learned counsel for the petitioner submits that the petitioner has been in judicial custody since 23.11.2019. He also submits that the report of FSL is still awaited. He restricts his prayer to the extent that the petitioner may be released on interim bail till the report of FSL is received. In support of his contentions, he relies upon ***Inderjeet Singh @ Laddi and others vs State of Punjab***, 2014 (3) RCR (Criminal) 953. He also states that the petitioner is not involved in any other case .

Learned State counsel does not dispute the aforesaid factual position, but opposes the prayer made by the learned counsel for the petitioner.

I have heard learned counsel for the parties.

A Division Bench of this Court in *Inderjeet Singh @ Laddi's case (supra)*, has held that the accused-petitioner can be granted interim bail till the report of FSL is received.

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

However, it will be open for the prosecution to apply for cancellation of bail, if the petitioner is found involved misusing the concession of bail, in any manner.

Disposed of.

(HARNARESH SINGH GILL)
JUDGE

13.03.2020

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Whether reasoned/speaking?
Whether reportable?

Yes
No