

CRM-M-12626-2020

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

CRM-M-12626-2020
Date of Decision: 29.06.2020

Sahil Chawla

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Jasdev Singh Mehndiratta, Advocate,
for the petitioner.

Mr. Manish Bansal, DAG, Haryana.

HARNARESH SINGH GILL, J.(Oral)

Case is being taken up for hearing through video conferencing.

Through this petition, the petitioner seeks regular bail in case FIR No.53 dated 28.02.2020, registered at Police Station Urban Estate, Hisar, under Sections 22(a) and 21(c) (added subsequently) of the NDPS Act, 1985.

Learned counsel for the petitioner submits that the petitioner has been in judicial custody since 28.02.2020. He also submits that though challan has been presented, yet 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.

CRM-M-12626-2020

awaited, but opposes the prayer made by the learned counsel for the petitioner by pointing out that recovery effected in the present case falls in the commercial quantity.

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.

29.06.2020

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

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