

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

CRM-M-14684-2020 (O&M)

Date of decision: 29.06.2020

Baljit Singh

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. P.S. Sekhon, Advocate for the petitioner.

Mr. Saurav Khurana, DAG Haryana.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

CRM-12974-2020

This is an application for grant of exemption from filing the Court fees/process fees.

The learned counsel for the petitioner is directed to deposit the court fee/process fee on-line forthwith.

Application is disposed of.

CRM-M-14684-2020

Petitioner has filed this petition under Section 439 of Cr.P.C. for grant of regular bail in case FIR No. 53 dated 07.04.2020 registered under Section 22 of NDPS Act at Police Station Dakha, District Ludhiana Rural.

Learned counsel for the petitioner submits that the petitioner has been in judicial custody since 07.04.2020. He also submits that the report of

FSL is still awaited. He restricts his prayer to the extent that the 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

29.06.2020

Mangal Singh

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No