

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

**CRM-M-15726-2020 (O&M)
Date of Decision: August 10, 2020**

VED PARKASH @ VEDU

..... Petitioner(s)

Versus

STATE OF PUNJAB

..... Respondent(s)

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Sandeep Arora, Advocate
for the petitioner.

Mr. H.S. Sullar, DAG., Punjab.

LISA GILL, J.

This matter is being taken up for hearing through video conferencing due to outbreak of the pandemic, COVID-19.

The petitioner prays for bail pending trial in FIR No.23, dated 05.02.2020 under Sections 21 of the NDPS Act, registered at Police Station Kartarpur, District Jalandhar Rural. An alternate prayer for interim bail awaiting the receipt of the Chemical Examiner's report is also addressed.

The petitioner is nominated as an accused in the above said FIR with the allegation that he was found in conscious possession of 260 grams of heroin on 05.02.2020, which is admittedly commercial quantity. I do not find any ground, at this stage, to grant the concession of bail pending trial to the

petitioner. However there is merit in the alternate prayer for interim bail to the petitioner, in view of the decision of a Division Bench of this court, in the case of Inderjit Singh @ Laddi vs. State of Punjab, 2014(3) RCR (Criminal) 953.

Learned counsel for the State on instructions from SI Kulbir Singh verifies that the Chemical Examiner's report has not been received till date, though the final report/challan stands presented. It is verified that the petitioner is not involved in any other criminal case.

At this stage, I consider it just and expedient to afford the concession of interim bail to the petitioner awaiting the receipt of the Chemical Examiner's report. Accordingly, the petitioner be released on bail subject to his furnishing requisite bail bonds and surety to the satisfaction of the learned Trial Court/Duty Magistrate, till the submission of FSL report. It is made clear that the petitioner shall surrender forthwith, on presentation of the FSL/Chemical Examiner's Report.

It is clarified that none of the observations made hereinabove shall be construed to be a reflection on the merits of the case. The same are solely confined for the purpose of decision of the present petition.

August 10, 2020
Sunil

(LISA GILL)
JUDGE

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