

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

207

CRM-M-19008-2020

DATE OF DECISION: 31.07.2020

SATNAM SINGH

... Petitioner (s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Arun Sharma, Advocate
for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking regular bail in FIR No.47 dated 09.03.2020, under Sections 22, 61, 85 of the NDPS Act, registered at Police Station Sirhind, District Fatehgarh Sahib.

Learned counsel for the petitioner contends that the petitioner was only sitting on the back seat of the motorcycle when 720 tablets of Clovidol-100 SR were allegedly recovered from a bag. He further contends that the petitioner is in custody since 09.03.2020 and there has been a delay of nearly 5 months in the receipt of the FSL report. In the alternative, he submits that as the FSL report has not been received, the petitioner would be entitled to interim bail in terms of the judgment of the Division Bench of this Court in the case of **Inderjeet Singh @ Laddi and others Vs. State of Punjab** reported as **2014 (3) R.C.R. (Criminal) 953**.

Learned State counsel, upon instructions from Palwinder Singh, contends that the FSL report is awaited. The alleged recovery is stated to have

been effected on 09.03.2020 whereon the FIR was registered. He also contends that after his arrest, consequent to his disclosure statement, 500 tablets of Clovidol were also recovered.

Heard through video conferencing.

The FIR was registered on 09.03.2020 and the FSL report has not yet been received. Therefore, in view of the law laid down by the Division Bench of this Court in the case of **Inderjeet Singh @ Laddi and others Vs. State of Punjab (supra)**, the petitioner would be entitled to interim bail.

Consequently, the petition is allowed. The petitioner shall be released on interim bail on his furnishing bonds to the satisfaction of trial Court /Duty Magistrate concerned.

However, this order shall remain in operation only till the receipt of FSL report. The petitioner shall file an undertaking before the trial Court that on receipt of the report of the chemical examiner, he shall surrender before the trial Court for further proceedings.

(ANUPINDER SINGH GREWAL)
JUDGE

04.08.2020.

SwarnjitS

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