

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

CRM-M-23050-2020 (O&M)
Date of decision : 28.09.2020

Sidharth @ Sidhu

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Abhimanyu Singh, Advocate,
for the petitioner.

Mr. Vikrant Pamboo, DAG, Haryana.

JITENDRA CHAUHAN, J. (ORAL)

The matter has been taken up through video-conferencing in the light of the pandemic COVID-19 situation and as per instructions.

The petitioner seeks concession of bail under Section 439 of the Code of Criminal Procedure, in FIR No.108 dated 23.06.2020, registered under Section 20(b)(ii)(B) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short, 'the NDPS Act'), at P.S. New Colony, District Gurugram.

States that the petitioner was arrested allegedly along with 5 Kg. *Ganja*. He is involved in another case bearing FIR No.71 dated 04.03.2019, registered under Sections 323 and 506 read with Section 34 of the Indian Penal Code, P.S. New Colony, Gurugram, but not in any case under the NDPS Act.

another FIR i.e. FIR No.71 *ibid*. However, in this case, the FSL report has not been received so far.

Heard.

At this stage, this Court is not inclined to go into the merits of the assertions raised by learned counsel for the petitioner qua the factual aspect of the matter. However, as the FSL report is still awaited, keeping in view the law laid down by a Division Bench of this Court in ***Inderjeet Singh @ Laddi Vs. State of Punjab, 2014(3) R.C.R. (Criminal) 953*** and without adverting to the merits of the instant case, the petitioner is admitted to interim bail awaiting FSL report, subject to furnishing bail bonds in the sum of Rupees one lakh with two local sureties in the like amount, to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate, concerned. In case, the FSL report is received and found to be in the affirmative, the same be communicated to the petitioner, who shall surrender to the jurisdiction of the concerned Court, within two weeks thereafter.

Disposed of.

28.09.2020
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(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned : Yes No

Whether Reportable : Yes No