

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

CRM-M-23688-2020

Date of decision: 11.9.2020

Saketter Singh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr.Rajesh Lamba, Advocate for the petitioner

Mr.BS Virk, DAG, Haryana

JITENDRA CHAUHAN, J.

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

The present petition under Section 439 Cr.P.C. has been filed by the petitioner in case FIR No.78, dated 24.2.2020 registered under Section 22(c) of NDPS Act at Police Station Sadar Fatehabad, District Fatehabad.

Learned State counsel informs that the FSL report still has not been received. The petitioner is not involved in any other FIR under NDPS Act. Recovery in the present case is 636 grams Tramadol.

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 the judgment dated 10.8.2020 of this Court in CRM-M-12541-2020 titled as “Lakhwinder Singh @ Lakha vs. State of Punjab” and without adverting to the merits of the instant case, the petitioner is admitted to interim bail, till the receipt of the FSL report, subject to his furnishing bail bonds with two local sureties to the satisfaction of the trial Court/ Chief Judicial Magistrate/ Duty Magistrate concerned. In case, the FSL report is found to be in affirmative, the authorities will inform him accordingly, and the petitioner shall surrender within two weeks thereafter.

Disposed of.

11.9.2020
gsv

(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned?
Whether reportable?

Yes / No
Yes / No