

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

CRM-M-28140 of 2020
Date of Decision: 21.09.2020

Shivraj Singh @ Raju

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Aditya Sanghi, Advocate
 for the petitioner.

Mr. Rajiv Sidhu, DAG, Haryana.

SUVIR SEHGAL, J. (ORAL)

The Court has been convened through video conferencing due to Covid-19 pandemic.

Petitioner has filed this petition under Section 439 of Cr.P.C. for grant of regular bail in case FIR No.278, dated 05.08.2020 registered under Section 22(c) of Narcotic Drugs and Psychotropic Substances Act No. 61 of 1985 at Police Station City Mandi Dabwali, District Sirsa, Haryana.

Learned counsel for the petitioner has submitted that petitioner is in custody since 05.08.2020 and no recovery was effected from him. Learned counsel for the petitioner has further submitted that FSL report has not yet been received by the prosecution agency.

Learned State counsel upon instructions from Investigating Officer ASI Mahender Singh, does not refute the fact that FSL report has not been received so far.

Thereupon, learned counsel for the petitioner has restricted his prayer made in the petition to interim bail till receipt of FSL Report.

In view of the fact that the FSL report in the case has not been received so far and in view of observations of this Court in Para No.54 of the judgment passed by a Division Bench of this Court in ***Inderjeet Singh @ Laddi and others Vs. State of Punjab: 2014(3) RCR (Criminal) 953*** but without commenting on merits of the case, I am of the considered view that the petitioner deserves the concesion of interim regular bail till receipt of FSL report.

Therefore, the petition is allowed and the petitioner is ordered to be released on interim bail till receipt of FSL report on furnishing of bail bonds to the satisfaction of the trial Court/Chief Judicial Magistrate concerned. On receipt of FSL report, the petitioner shall apply for regular bail before the trial Court which shall be at liberty to decide the same in accordance with law keeping in view the FSL report.

(SUVIR SEHGAL)
JUDGE

21.09.2020
Maninder

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