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C.... (O&M)

versus

Present: Mr., Advocate
 for the petitioner.

Ms.Mahima Yashpal, DAG, Haryana.

Mr.Sidakmeet Singh Sandhu, DAG, Punjab.

November 16, 2020

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(HARINDER SINGH SIDHU)
JUDGE

101

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

Criminal Revision No.1255 of 2020(O&M)

Date of Decision: November 16, 2020

Mohan Lal

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

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Present: - Mr.Balraj Gujjar, Advocate
for the petitioner.

Ms.Mahima Yashpal, DAG, Haryana.

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HARINDER SINGH SIDHU, J.

The petitioner has sought bail under Section 167(2) of the Code of Criminal Procedure on the ground that incomplete challan has been filed without report of the Forensic Science Laboratory and hence, he was entitled to default bail under the aforesaid provision.

The Ld. Trial Court has dismissed the application relying on two decisions rendered by Ld. Single Judges of this Court in **CRR-1731-2019 titled Akash Kumar @ Sunny vs. State of Haryana decided on 16.10.2019** and **CRM-M-44412-2019 titled Shankar vs. State of Haryana decided on 20.12.2019**, which in turn had relied upon various decisions of the Hon'ble Supreme Court to hold that merely because FSL report is not annexed it does not mean that final report under Section 173(2) has not been filed. It is also not in dispute that the matter has now been