

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-23126-2021

Date of decision : 13.12.2021

Ashok Kumar

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr.D.S.Virk, Advocate
for the petitioner.

Mr.Manish Dadwal, AAG, Haryana.

(Through Video Conferencing)

VIKAS BAHL, J.(ORAL)

This is a first petition under Section 439 Cr.P.C. for grant of regular bail to the petitioner in FIR no.132 dated 22.04.2021 registered under Section 21(C)/61 of the Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Sadar Sirsa, District Sirsa.

Learned counsel for the petitioner has submitted that in the present case, the petitioner was granted interim bail vide order dated 25.08.2021 on the ground that the FSL report had not been received. It is submitted that subsequently the FSL report has been received, as per which the recovery from the petitioner is of 270 grams of smack and recovery from the co-accused is 270 grams of smack. It is submitted that the present petition was pressed primarily for interim bail and since the petitioner has

with liberty to move an application for grant of regular bail before the Sessions Court.

In view of the statement made by learned counsel for the petitioner, the present petition is dismissed as withdrawn with liberty to the petitioner to move an application for regular bail before the Sessions Court.

It is clarified that this Court has not opined on the merits of the case and in case a regular bail application is moved by the petitioner, the same would be considered independently, on merits, by the Sessions Court.

(VIKAS BAHL)
JUDGE

December 13, 2021

Davinder Kumar

Whether speaking / reasoned

Yes/No

Whether reportable

Yes/No