

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

213

CRM-M-23808-2021

Date of Decision:09.07.2021

RAJENDER

...PETITIONER

VERSUS

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. D.N. Ganeriwala, Advocate for the petitioner.

Mr. Gurmeet Singh, AAG, 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.273 dated 05.11.2020, registered under Section 20 of the NDPS Act, 1985 at Police Station Bass, District Hisar.

Counsel for the petitioner has referred to Para 13 of the petition to submit that six other cases are registered against the petitioner but he stands acquitted in five of them. He has further submitted that petitioner is in custody since 05.11.2020 and FSL report has not yet been received by the prosecution agency.

Learned State counsel upon instructions from SI Joginder confirms the fact that the FSL report has not yet been received. 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 concession 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.

09.07.2021
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(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No