

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

CRM-M-29867-2021 (O&M)
Date of decision: 25.08.2021

Tarsem Singh

...Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. S.K. Bishnoi, Advocate for the petitioner.

Mr. Pardeep Prakash Chahar, DAG Haryana.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Petitioner has filed this petition under Section 439 of Cr.P.C. for grant of regular bail in case FIR No. 48 dated 06.04.2021, registered under Section 22-C of the NDPS Act and Section 27-A of the NDPS Act added later on, at Police Station Ding, District Sirsa, Haryana.

Learned counsel for the petitioner submits that the petitioner has been in custody since 06.04.2021. He also submits that the report of FSL is still awaited. At this stage, he restricts his prayer to the extent that the petitioner may be released on interim bail till the report of FSL is received. Moreover, two co-accused have already been released on interim bail till the receipt of the FSL report, vide orders dated 23.07.2021 and 16.08.2021 passed by this Court.

In support of his contentions, he relies upon *Inderjeet Singh @ Laddi and others vs State of Punjab, 2014 (3) RCR (Criminal) 953*. He also states that the petitioner is not involved in any other case.

Learned State counsel does not dispute the aforesaid factual position, but opposes the prayer made by the learned counsel for the petitioner.

I have heard learned counsel for the parties.

A Division Bench of this Court in *Inderjeet Singh @ Laddi's case (supra)*, has held that the accused-petitioner can be granted interim bail till the report of FSL is received.

Accordingly, the petitioner is ordered to be released on interim bail subject to his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate, till the receipt of the FSL report. The petitioner shall submit an undertaking before the trial Court/Duty Magistrate along with his bail/surety bonds that he will surrender before the trial Court on receiving of the FSL report.

However, it will be open for the prosecution to apply for cancellation of bail, if the petitioner is found involved in misusing the concession of bail, in any manner.

Disposed of.

(HARNARESH SINGH GILL)
JUDGE

25.08.2021
Mangal Singh

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No