

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

(Heard through VC)

CRM-M-50126 of 2021 (O&M)
Date of Decision: January 28, 2022

Balwinder Singh alias Binder

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Sandeep Kumar, Advocate
for the petitioner.

Mr. A.S. Gill, Sr. DAG Punjab.

JAISHREE THAKUR, J. (Oral)

Counsel for the petitioner herein prays for grant of regular bail to the petitioner in FIR registered under Section 21(C) of the NDPS Act primarily on the ground that FSL report has not been made available. In support of his arguments, counsel for the petitioner relies upon judgment rendered in *Inderjeet Singh @ Laddi and others vs. State of Punjab, 2014 (3) RCR (Criminal) 953* to contend that in case the FSL report is not made available, interim bail should be allowed to him.

Per contra, counsel for the respondent-State would submit that though having no other case against him, a huge recovery of 15 kg of Heroin has been recovered from the petitioner. It is submitted that the FSL report has been obtained, therefore, the very ground for grant of interim bail

does not survive.

Faced with this, counsel for the petitioner seeks permission to withdraw the instant petition and prays that he may be given permission to approach the trial court, after the challan has been presented.

Dismissed as withdrawn. Needless to say, the petitioner is always at liberty to avail of his any remedy for bail available to him, which would be considered and decided in accordance with law and the facts and circumstances of the case.

January 28, 2022
vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No