

CRM-M-60865-2023 -1-

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

(230)

CRM-M-60865-2023
Date of decision:- 08.12.2023

Alim ... Petitioner
Versus
State of Haryana ... Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Saurav Bhatia, Advocate
for the petitioner.

Mr. Ramender Singh Chauhan, AAG, Haryana
for State-respondent.

SUVIR SEHGAL, J. (ORAL)

1. Instant petition has been filed under Section 439, Cr.P.C. seeking grant of post-arrest bail in:-

FIR No.	Dated	Police Station	Sections
154	09.09.2023	Utawar, District Palwal	22-C of the NDPS Act

2. Counsel for the petitioner has submitted that petitioner is in custody since 09.09.2023 and FSL report has not yet been received by the prosecution agency.

3. Upon instructions, State counsel submits that challan has been presented, but it is not accompanied by the report from the FSL. He has further instructions to state that the petitioner is not involved in any other criminal case. Thereupon, counsel for the petitioner has restricted his prayer made in the petition to interim bail till receipt of FSL Report.

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4. Noticing the non-receipt of FSL report and the observations of this Court in Para 54 of the judgment passed by a Division Bench of this Court in *Inderjeet Singh @ Laddi and others Versus State of Punjab: 2014 (3) R.C.R. (Criminal) 953*, but without commenting on merits of the case, this Court is of the considered view that the petitioner deserves the concession of interim regular bail till receipt of FSL report.

5. Therefore, instant petition is disposed of and the petitioner is ordered to be released on interim bail till receipt of FSL report on furnishing adequate bail/surety bonds to the satisfaction of the Area Magistrate/Duty Magistrate/Trial Court concerned. On receipt of FSL report, the petitioner shall surrender and apply for regular bail before the trial Court, which shall be decided in accordance with law keeping in view the FSL report.

(SUVIR SEHGAL)
JUDGE

08.12.2023

Kamal

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