

JASWINDER ALIAS BUDHU VS STATE OF PUNJAB etc.

Present: Sh. Baldev Parkash Ralh Advocate for the applicant.
Sh. Sachin Azad, Addl. PP for the State alongwith ASI
Paramjit Singh.

1. ASI Paramjit Singh is present with police file.
2. Heard on bail application filed under section 439 Cr.pc by applicant/accused Jaswinder @ Budhu son of Baldev in FIR No. 348 dated 4.10.2019 under section 22 of NDPS Act PS Phillaur, Jalandhar.
3. Accused was booked in this case for being in possession of 2500 intoxicant tablets. He was arrested on 4.10.2019 and is in custody since then. As per version of ASI Paramjit Singh, sample parcel has been sent to FSL Mohali but result has yet not been received. As such, application is allowed and accused is ordered to be released on interim bail till the receipt of report of Chemical Examiner, on his furnishing personal bonds in the sum of Rs.1,00,000/- with one surety in the like amount .
4. **However, it is made clear that if on receipt of report of Chemical Examiner/Forensic Science Laboratory, quantity of recovered contraband is found to be commercial under the Act, the relief of interim bail will come to an end automatically and accused will have to surrender in the Court and will be taken into custody, without any further order of cancellation of interim bail and then, his regular bail application will be decided accordingly.**
5. In case, contraband allegedly recovered from the possession of the accused is found to in non commercial quantity, then interim order will be confirmed automatically and bail bonds and surety bonds

furnished by him as per the interim bail order shall be ordered to be treated as bail bonds and surety bonds against the final order. Accordingly, the present bail application is disposed of. File of bail application be attached with the remand papers.

Date of Order: 30-01-2020
Anju

(Khem Karan Goyal)
Addl.District and Sessions Judge-IV
UID NO . PB0117