

In the Court of Ms. Gurdarshan Kaur Dhaliwal.

Judge, Special Court, Kapurthala

CNR No.PBKP010000842018
BA No.30 of 04.1.2018
FIR No.107 dated 25.11.2017
U/s 22/61/85 NDPS Act
P.S. Rawalpindi, Phagwara,
District Kapurthala,

Decided on: 15.02.2018

Roshan lal @ Roshan son of Dev Raj, aged about 40 years, Resident of
village Baghana, P.S. Rawalpindi, District Kapurthala.

....Applicant/accused.

Versus

State of Punjab

....Respondent

Application for interim bail

Present:- Sh. Kuldeep Kumar, Advocate-for applicant-accused.
Sh. Gurpreet Singh, Addl. P.P. for the State

ORDER

1. Record received. Heard on the application for bail. Learned counsel for the accused-applicant contended that accused-applicant is innocent and has not committed any offence and is not involved in any manner in the alleged crime and he may be granted bail.
2. Learned Addl. P.P for the State opposed the bail application on the ground that offence against the accused is serious in nature and therefore the application may be dismissed.
3. I have heard learned Addl. P.P for the State, learned defence counsel and gone through the record.
4. Accused-applicant has allegedly been found in conscious possession of **96 capsules Spasmo Proxyvon Plus and 90 intoxicant tablets**. The report of Forensic Science Laboratory is awaited and

accused is undergoing custody since 25.11.2017. Learned counsel for the accused-applicant contended that it is held by Hon`ble Punjab & Haryana High Court, Chandigarh in Judgment cited as Inderjeet Singh @ Laddi Vs State of Punjab 2014 (3) RCR (Criminal)-953 and Ravinder Singh @ Rinku Vs State of Punjab CRM No.1379 of 2013 that in case there is delay in report of the Chemical Analysis, this would entitle the accused to the interim bail till the report is finally received.

5. Considering the allegations in the FIR and arguments of learned counsel for the applicant-accused and the ratio of law laid-down in Judgment cited above, applicant-accused Roshan lal @ Roshan is ordered to be admitted to interim bail till the report of Forensic Science Laboratory is received on his furnishing personal bail bond in the sum of Rs.1,00,000/- with one surety in the like amount to the satisfaction of this Court subject to the following conditions that :-

1. He will not tamper with the prosecution evidence;
2. He will appear in the Court each on each and every date of hearing to be fixed in the trial;
3. He will not leave the territory of India without prior permission of the Court.
4. He will surrender his passport in the Court, if any. In case he is not possessing any passport, he will furnish an affidavit to this effect.

6. It is further ordered that this bail order shall remain in existence till the report of chemical examiner is received and subject to the contents thereto. Now to come up on 27.04.2018 for awaiting report. Bail application be annexed with the remand papers.

Date of order:15.02.2018
(Rakesh)
Next date:27.04.2018

(Gurdarshan Kaur Dhaliwal)
Judge Special Court,
Kapurthala
(UID No.PB0146)

Purpose:

Roshan lal @ Roshan Vs State of Pb. (BA 30-2018).

Present:- Sh. Kuldeep Kumar, Advocate, for applicant-accused.
Sh. Gurpreet Singh, Addl. P.P. for the State

Heard. Vide my separate detailed order of even date, the interim bail application stands allowed as per terms of the main order. Now to come up on 27.04.2018 for awaiting report. Bail application file be annexed with the remand papers.

Date of order:15.02.2018
(Rakesh)
Next date: 27.04.2018

(Gurdarshan Kaur Dhaliwal)
Judge Special Court,
Kapurthala
(UID No.PB0146)

Purpose: