

CNR No. PBSGF40000702025

State of Punjab Vs. Saurav Jindal BA-27-2025

Present: Mr. Hanush Jindal, Advocate for Mr. Munish Mittal, Advocate for the petitioner.
Ms. Ravinderpal Kaur, Addl. PP for the State assisted by ASI Harjinder Singh No. 310/Sgr.

Ld. Addl. PP for the State on instructions from ASI Harjinder Singh has submitted that the FSL report in this case has not been received so far, despite the request made to the Director, concerned FSL Mohali through special messenger Constable Tejvir Singh No. 1992/Sgr. as per the General Diary Entry No. 14 dated 16.01.2025.

Heard. The aforesaid FSL report is required to arrive at just decision of the present bail petition, in as much as, the same is required to ascertain as to whether the alleged contraband falls into any of the Narcotic or Psychotropic substance made punishable under the NDPS Act or not. Furthermore, this Court is satisfied that the concerned Director/FSL official are deliberately delaying the submission of FSL report in this case so that the final report under Section 193 of the BNSS, 2023 may not be presented within time to extend the benefit of the proviso of Section 187 (2) of the BNSS, 2023 to facilitate the release of the petitioner on compulsive bail.

In view of the above, the concerned Director, Forensic Science Laboratory, Punjab, Phase-IV, SAS Nagar (Mohali) is directed to provide the FSL report in this case to the special messenger deputed by the concerned SHO/IO well before the date fixed in this case, who shall produce the same before this Court on the date fixed, failing which, the necessary criminal proceedings shall be initiated against the Director, Forensic Science Laboratory, Phase-4, SAS Nagar (Mohali) under Section 208 of the BNS for willful disobedience of this order passed by this Court. The concerned SHO

and IO are directed to serve the copy of this order upon the aforesaid Director, Forensic Science Laboratory, Phase-4, SAS Nagar (Mohali) for strict compliance, with the further direction to the concerned SHO and IO to obtain the aforesaid FSL report from the aforesaid Director, Forensic Science Laboratory, Phase-4, SAS Nagar (Mohali) well before the date fixed in this case. Separate letter along with the copy of this order be handed over to the concerned SHO and IO to serve the same upon the aforesaid Director, Forensic Science Laboratory, Phase-4, SAS Nagar (Mohali) for compliance. To come up on **29.01.2025** for arguments. The concerned SHO and IO are directed to produce the investigation record on date fixed for arguments.

Dated: 23.01.2025

(Kunaal)
Stenographer-III

(Parminder Singh Grewal)
Judge, Special Court,
Malerkotla. UID No. PB0438