

CNR No. PBMN010032992020

CIS No.BA/1418/2020

State Versus Rajan Singla @ Raji.

Present: Sh. Varinder Singla, Advocate for applicant/
accused.
Sh. B.S. Deol, Addl.PP for the State.

ORDER

File put up before me being incharge in view of office order No.100 dated 13.10.2020 passed by the Ld. District and Sessions Judge, Mansa, conveyed vide Endst. No.4038 dated 13.10.2020.

2. Heard and file perused. Accused-applicant has sought regular bail in case having FIR No. 177 of 09.09.2020 U/s 22/29 of Narcotic Drugs & Psychotropic Substances Act, 1985 registered with P. S. Boha, District Mansa, on the averments that he has been falsely implicated in the present case. He is running a proprietorship chemist shop. He is in custody since the date of his arrest and has prayed for releasing him on bail.

3. On the other hand, learned Addl.PP resisted the application on the ground that intoxicant tablets have been recovered from the accused-applicant and it can be revealed only from the report of the chemical examiner and his bail application should be dismissed.

4. Statement of ASI Ganga Ram has been recorded. Perusal of the record shows that alleged recovery of 4800 tablets of Clovidol 100 SR and 1200 tablets of Aprcan 0.5 mg has been effected in the present case. Applicant/ accused is in custody since 09.09.2020. Reminders have been issued, but report of chemical examiner has not been received. Though the

report of the chemical examiner showing the contents of the contraband salt in these tablets will reveal the exact salt contained in the same from where it can possibly be deciphered that the recovery falls in commercial or non-commercial quantity. It is uncertain as to when the report will be received from the quarters concerned. In view of the law laid down by the Hon'ble Punjab & Haryana High Court at Chandigarh, in “Inderjit Singh versus State of Punjab” reported in 2014(3) R.C.R. (Criminal) 953 and without expressing anything qua merits of this case, till then accused-applicant Rajan Singla @ Raji is admitted to interim bail till receipt of report of chemical examiner. Applicant/accused Rajan Singla @ Raji be released on his furnishing personal bonds in the sum of Rs.50,000/- with one surety in the like amount.

5. It is also made clear that after receipt of report of Chemical Examiner the applicant will surrender before the court and seek regular bail afresh. Bail bond and surety bond not furnished. This file be sent to the concerned court and be attached with the remand papers.

Pronounced.

Dated: 21.10.2020

..Avinash

I/c

(Daljit Singh Ralhan)
Judge Special Court,
Mansa/ PB0198.