

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**Criminal Misc. M-21602 of 2015
Date of Decision: September 4, 2015**

Amandeep Singh

.....Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE T.P.S.MANN

Present : Ms. Gurvinder Kaur Gill, Advocate

Mr. Vikram Bishnoi, Asstt. A.G., Punjab.

T.P.S.MANN, J. (Oral)

This is the second petition filed by petitioner Amandeep Singh for the grant of regular bail, the first one having been dismissed as withdrawn on 11.7.2014.

The petitioner is facing trial in case FIR No. 64 dated 2.7.2011 under Sections 302, 323, 427, 148, 149 and 34 IPC, Police Station Sadar, Abohar, District Fazilika.

Affidavit of Shri Jasvir Singh, PPS, Deputy Superintendent of Police, Sub-Division Balluana, District Fazilka, has been placed on record. As per the same, the prosecution has already examined thirty one witnesses out of total thirty two witnesses. Only Dr. R.K.Kaushal, Head of Neurosurgical, DMC,

Ludhiana, remained to be examined.

After obtaining instructions from Kuldeep Chand, learned State counsel has informed the Court that even Dr. R.K.Kaushal, Head of Neurosurgical, DMC, Ludhiana, has been examined today by the prosecution and pursuant thereto, the prosecution has closed its evidence. Now the case is fixed for 9.9.2015 for examination of the accused under Section 313 Cr.P.C.

In para 2 of the petition, the petitioner has pleaded that his four years' old son is suffering from heart disease. He is presently under treatment in P.G.I. Chandigarh, and the doctors have advised heart surgery upon him. For that purpose, the son of the petitioner has been asked to get himself admitted on 22.10.2015, so that necessary procedure could be undertaken on 23.10.2015. The petitioner has also pleaded that the petitioner is the only bread earner of his family. The treatment is costly and only the petitioner can arrange funds. Therefore, he may be granted the concession of interim bail.

In view of above, this Court is of the considered view that the petitioner does not deserve the concession of bail on merits. However, he can be ordered to be released on interim bail so that he may arrange necessary finances for the treatment of his four years' old son.

Resultantly, the petition is dismissed.

However, the petitioner shall be admitted to interim bail by the trial Court for a period of ten days only but after examination of accused under Section 313 Cr.P.C., subject to his furnishing personal bond in the sum of Rs.1,00,000/- with two local sureties in the like amount to the satisfaction of the trial Court.

September 4, 2015
amit rana

(T.P.S. MANN)
JUDGE