

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

**CRM-M No. 3774 of 2015.
Date of Decision : 26.03.2015.**

Dhian Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present: Mr. Vikram Chaudhri, Senior Advocate with
Mr. Harshit Sethi, Advocate for the petitioner.

Mr. Mikhail Kad, Assistant Advocate General, Punjab.

Tejinder Singh Dhindsa, J.

The instant petition has been filed under Section 439 Cr.P.C. seeking release of the petitioner on bail during the pendency of trial in case FIR No. 201 dated 18.12.2013, under Sections 21, 29, 85 of NDPS Act, registered at Police Station Bhogpur/Bhargo Camp, District Jalandhar.

Learned Senior counsel would press the prayer made in the instant petition in the light of the health ailments that the petitioner is currently suffering from.

It would be apposite to refer to the reply filed on behalf of the State by way of an affidavit of the Superintendent Central Jail, Jalandhar. In such affidavit dated 15.03.2015, the medical report regarding health condition of the petitioner received from Medical Officer, Central Jail, Jalandhar at Kapurthala is referred to and the relevant excerpt is in the following terms :-

"In this regard it is humbly submitted that Dhian Singh s/o Faujja Singh was referred to Civil Hospital Jalandhar on 17.09.2014 for management of his psychiatric illness. He was admitted at Civil Hospital Jalandhar from 17.09.2014 to 23.09.2014. He was referred again to the

psychiatric department Civil Hospital, Jalandhar on 14.10.2014 and remained admitted there till 22.10.2014 with diagnosis of F-33 with F-44 with Hepatitis. There he was diagnosed to be HCV-reactive. He was again referred to psychiatric Department, Civil Hospital, Jalandhar on 13.12.2014 and was admitted there till 19.12.2014. The patient was then referred to Guru Nanak Dev Hospital, Amritsar for management for his Liver disease on 07.03.2015. He was advised Blood tests for which he was referred again to Guru Nanak Dev Hospital, Amritsar on 09.03.2015. His blood investigations are pending subject to availability of test kits at Guru Nanak Dev Hospital, Amritsar.

Treatment for HCV-Reactive state is not available in the Jail Hospital. The patient needs specialist management and follow-up at a tertiary care centre for management of his Liver disease (HCV Reactive)."

In the light of the medical report as regards the health condition of the petitioner, the prayer in the petition is allowed. Conditional bail for a period of 3 months is granted to the petitioner from the date of his furnishing bail bonds subject to the satisfaction of the trial Court.

Petition disposed of accordingly.

March 26, 2015.
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(TEJINDER SINGH DHINDSA)
JUDGE