

CRM-M No. 17190 of 2016(O&M)

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220 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No. 17190 of 2016(O&M)

Date of Decision : 17.08.2016

Pankaj Kumar

.....Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Parvesh Sachdeva, Advocate for the petitioner.

Mr. Satish Saini, DAG, Haryana.

AJAY TEWARI, J. (Oral)

This is a petition for the grant of regular bail in case bearing
FIR No. 164 dated 01.07.2015, under Sections 21-C/22-C/27-A/29 of the
NDPS Act, registered at Police Station Kalanwali, District Sirsa.

Custody certificate by the Superintendent, District Jail, Sirsa
and the medical report by Dr. Vikas Singh, Medical Officer, District Jail,
Sirsa have been filed and the same are taken on record. Copies thereof
supplied to learned counsel for the petitioner.

Learned counsel for the petitioner states that the petitioner

has been in custody for 10 months and 13 days and as per the medical

report the jail doctor has opined that the petitioner needs treatment from higher center since he is a known case of coronary artery disease. Learned counsel has further argued that in this case the alleged recovery is from the co-accused and the petitioner has been implicated only on the strength of the statement of the co-accused that he had purchased the contraband from the petitioner but even till date no other evidence has surfaced. Learned DAG, on instructions from ASI Bharat Singh, has accepted these factual assertions.

Without commenting anything on the merits of the case and keeping in view the medical condition of the petitioner and the other fact , I do not deem it appropriate to deny the concession of bail to the present petitioner.

Bail to the satisfaction of the trial Court.

Petition stands disposed of.

Since the main case has been decided, the Criminal Misc.Application, if any also stands disposed of.

(AJAY TEWARI)
JUDGE

August 17, 2016
sunita

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No