

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-32124 of 2015

Date of decision : 16.05.2016

Gagan Sharma @ Gaggi

... Petitioner

versus

State of Punjab

... Respondent

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. J.B.S. Gill, Advocate for the petitioner

Mr. V.P.S. Sidhu, AAG Punjab

ANITA CHAUDHRY, J. (ORAL)

The petitioner is seeking regular bail in FIR No. 71 dated 23.06.2015 registered at Police Station City Hoshiarpur under Section 306 IPC.

Learned counsel for the petitioner contends that the petitioner is in custody since 24.06.2015 and an application under Section 311 Cr.P.C. has been filed and only two witnesses have been examined till date. He further states that the petitioner is suffering from Hepatitis C and he needs special care and treatment in a higher institute and he is not getting treatment and his ultra sound suggests fatty liver.

The medical report has been filed by the State counsel. A Board was constituted and an opinion was given that the petitioner was a case of HCV positive and required further evaluation either in Medical College or PGI, Chandigarh.

The allegations against the petitioner are serious and I am not inclined to grant bail. However, since the petitioner is suffering from HCV, interim bail of four months is allowed. The bonds shall be furnished before the trial Court and it would calculate the four months from the date on which bonds are furnished and indicate the date in the order. It would also be incorporated in the bail bonds, so that there is no confusion.

The petition is disposed of.

**(ANITA CHAUDHARY)
JUDGE**

May 16, 2016
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