

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

**CRM No. M-2408 of 2017
Date of decision: 31.01.2017**

Parveen Sharma

..... Petitioner.

Versus

State of Punjab

..... Respondent.

CORAM: HON'BLE MS. JUSTICE LISA GILL

Present: Mr. Narinder S. Lucky, Advocate, for the petitioner.

Ms. Shivali, Assistant Advocate General, Punjab.

LISA GILL, J.

The petitioner prays for grant of bail pending trial in FIR No. 28 dated 14.02.2016 registered under Section 304-B of the Indian Penal Code (for short 'IPC') at Police Station Shimlapuri, District Ludhiana.

The petitioner is the mother-in-law of the deceased. The learned counsel for the petitioner contends that there is no specific allegation against the present petitioner. Furthermore, she is an old lady suffering from 'Chronic Liver Parenchymal Disease with Portal Hypertension' as is reflected in the medical record, which is attached alongwith this petition as Annexure P-6. It was directed by the learned Additional Sessions Judge, Ludhiana on 07.01.2017 that the petitioner be provided medical treatment at Global Hospital, Ferozepur Road, Ludhiana because she is suffering from a serious ailment, which could not be treated at the jail hospital. The expenses including those of the guard appointed by the Superintendent Central Jail would be borne by the petitioner.

An application was moved for shifting the petitioner to DMC Hospital Ludhiana as the doctors at Global Hospital expressed their inability to treat the liver and heart disease from which the petitioner is suffering.

She was advised to be shifted to DMC, Ludhiana. This application was allowed on 13.01.2017 (Annexure P-5).

Learned counsel for the State on instructions from ASI Roop Lal has verified that the petitioner, who is 62 years old, is indeed suffering from the ailment as noted above. It is also verified that she is still admitted at DMC, Ludhiana.

Keeping in view the peculiar facts and circumstances of this case but without expressing any opinion on the merits of case, it is considered just and expedient to allow this petition.

Consequently, the petitioner shall be released on bail pending trial in case FIR No. 28 dated 14.02.2016 registered under Section 304-B IPC at Police Station Shimlapuri, District Ludhiana subject to her furnishing requisite bail bonds and surety bonds to the satisfaction of the learned trial Court.

(LISA GILL)
JUDGE

31.01.2017
PA

Whether speaking/reasoned : *Yes/No.*

Whether reportable : *Yes/No.*