

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

CRM-M-35106-2017 (O&M)
Date of decision : 06.11.2017

Jaspal Yadav

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. P.S. Ahluwalia, Advocate,
for the petitioner.

Mr. Gulnoor Ghuman, AAG, Punjab,
assisted by ASI Boota Singh.

Mr. Harpal Singh, Advocate,
for Mr. Peeush Gagneja, Advocate,
for respondent No.2.

JITENDRA CHAUHAN, J. (Oral)

The instant petition has been preferred under Section 439 Cr.P.C. seeking bail in FIR No.185 dated 14.05.2017, registered under Sections 304-B and 302 of the Indian Penal Code, at P.S. Zirakpur, District S.A.S. Nagar (Mohali).

Heard.

As per the report prepared by the Medical Officer, District Jail, Rupnagar (Annexure R-1), the petitioner has been suffering from coronary Artery Disease, chronic kidney disease Stage V and cataract, etc. The wife of the petitioner has already died in jail.

As per the literature circulated by learned counsel for the petitioner, Stage V of the chronic kidney disease is the last stage and warrants either kidney transplant or dialysis.

Considering the health record of the petitioner, without

adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of the trial, on furnishing bail bonds and surety bonds, to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate, concerned.

However, anything noticed hereinabove shall not be construed as an expression of opinion on the merits of the case.

06.11.2017

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned : Yes No

Whether Reportable : Yes No