

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-37197-2017 (O&M)

Date of decision : 17.10.2017

Bhupinder Singh

... Petitioner

VERSUS

State of Punjab

... Respondents

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Ms. Sarla Chaudhary, Advocate,
for the petitioner.
Ms. Anju Sharma, AAG, Punjab.

RAJ SHEKHAR ATTRI, J.(Oral)

This is an application under Section 439 Cr.P.C. for grant of interim bail to the petitioner to perform the last rites of his deceased father in case FIR No.38 dated 25.4.2017 under Sections 18, 61, 85, NDPS Act and 25, 54, Arms Act, PS Smalsar, District Moga.

Indisputably, father of the petitioner died on 18.9.2017 and this petition was preferred on 29.9.2017. Reply on behalf of the State has been filed in Court today which is taken on record. The death certificate of the deceased father Gian Singh is placed on record as Annexure P-2 which transpires that Gian Singh had died on 18.9.2017. This fact has not been disputed by the State. However, it is stated that charge sheet has been submitted and he has been facing trial in two other cases i.e. FIR No.77/1 dated 13.4.2011 under Sections 341, 323, 395 IPC, PS Kuchaman, District Nagaur and FIR No.11/16 dated 14.1.2016 under Sections 8/15 NDPS Act but it has been asserted on behalf of the petitioner that he has already been granted bail in the aforesaid FIRs.

In view of the above, the present petition is allowed and the petitioner is granted interim bail for 3 days starting from 18.10.2017 to 20.10.2017 subject to his furnishing bail bond/surety bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Moga. He shall surrender before the jail authorities on 21.10.2017.

Disposed of.

(RAJ SHEKHAR ATTRI)
JUDGE

October 17, 2017

Paritosh Kumar

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No