

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

**CRM-M No.10118 of 2018
Date of Decision: 04.04.2018**

**Navjot Singh @ Nannu
Vs**

.....Petitioner

State of Punjab

.....Respondent

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Mr. Aminder Singh, Advocate
for the petitioner.

Mr. Hittan Nehra, Addl. A.G., Punjab.

RAJ MOHAN SINGH, J.(Oral)

Petitioner seeks grant of interim regular bail under Section 439 Cr.P.C in case bearing FIR No.7 dated 17.01.2017 registered under Sections 15/61/85 of NDPS Act at Police Station Sadar Dhuri, District Sangrur on the ground of ailment of his wife who is suffering from Carcinoma i.e. Multinodular goiter with suspicious nodules in the bilateral thyroid lobes/carcinoma of thyroid with compression symptoms to trachea and oesophagus.

Wife of the petitioner is under treatment in Homi

Bhabha Cancer Hospital Sangrur. Wife of the petitioner needs to undergo major surgery for her treatment for which presence of the petitioner is required. Petitioner has minor children out of whom elder son is also handicapped. Expenses, consent and post-operative care are to be taken by the petitioner.

Earlier interim bail was granted to the petitioner w.e.f 13.11.2017 to 30.11.2017 subject to his furnishing personal bonds in the sum of Rs.10 lacs with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

Learned counsel for the petitioner submits that at that time, operation was fixed for 14.12.2017 and petitioner had to surrender on 30.11.2017, therefore, needful in the context of operation could not be done. The extension for grant of interim bail was also withdrawn. Learned counsel further submits that now the date for conducting the operation shall be given by the doctor only after ascertaining availability of the petitioner.

It is not the case of the State that wife of the petitioner does not require any such operation.

In reply to CRM-M No.31349 of 2017 filed on earlier occasion, a reply by way of short affidavit of Sh. Akashdeep Singh Aulakh, PPS, Deputy Superintendent of Police, Sub Division, Dhuri was filed, wherein factum of treatment of the wife

of the petitioner in Homi Bhabha Cancer Hospital, Sangrur was admitted with reference to operation suggested by the doctor.

In view of facts and circumstances of the case and without meaning anything on the merits of the case, I deem it appropriate to grant interim regular bail to the petitioner w.e.f 11.04.2018 to 30.04.2018 subject to his furnishing personal bonds in the sum of Rs.10 lacs with one surety in the like amount to the satisfaction of the trial Court. Petitioner is directed to surrender before the trial Court on 01.05.2018, failing which trial Court shall proceed further in accordance with law.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

April 04, 2018.

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**(RAJ MOHAN SINGH)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No