

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH.

CRM No.M-41010 of 2018

Date of decision:26.9.2018

Satbir @ Jhabal

... Petitioner

versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH.

Present: Mr.J.S.Mehndiratta, Advocate,
for the petitioner.
Mr.Pawan Jhanda, AAG, Haryana

...

AMOL RATTAN SINGH, J. (Oral)

Pursuant to the order dated 21.9.2018, learned counsel for the petitioner has produced in Court today out patient cards in the name of Priti, stated to be the wife of the petitioner, wherein she is shown to be suffering from gall stones as also piles etc., with learned counsel submitting that since the petitioners' wife could not be admitted to hospital on 19.9.2018 for the operation to be conducted for removal of the gall stones as she was having influenza, a fresh date has to be given for such operation by the PGIMS, Rohtak.

Learned State counsel, on instructions, has submitted that the petitioner being a hardcore criminal belonging to a particular gang, the police apprehend possibly a gang war occurring if he is released on bail.

Keeping in view the above, also taking into account what Mr.Mehndiratta has stated with regard to there being no body else at home to look after the petitioners' wife and to sign necessary documents etc. pertaining to her medical operation, with the petitioners' father stated to

have died, his mother being 70 years old and the children being minors less than 5 years of age, it is directed that upon the date of the operation being given by the medical authorities, the petitioner would be taken in custody to the hospital one day prior to the date of operation to enable him to sign necessary papers etc., and taken back to jail on that day and again brought back to the hospital well in time before the operation, i.e. at least 3-4 hours before the operation, and shall be allowed to stay in hospital, in custody, for one week after operation or the date of his wifes' discharge from the hospital, which ever is earlier.

The petition is disposed of.

26.9.2018
pk

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No