

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

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CRM-M No.4591 of 2018

Date of Decision: February 5th, 2018

Balwant Kataria @ Bobby Kataria

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Rajvinder Singh Bains, Advocate
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner has approached this Court with a grievance that he has been tortured and has been inflicted injuries which may be not apparent but are available to be seen through MRI examination.

Counsel for the petitioner contends that the petitioner has been produced in Court and has been granted police remands in different cases of about 30 days. He further contends that the petitioner is unable to even walk as was apparent from the very sight of it when he moves but the concerned Magistrate has not taken cognizance thereof. He further states that till date, no legal aid has been provided to the petitioner as he is unable to engage a counsel.

Keeping in view the assertions of the counsel for the petitioner, the present petition is disposed of with directions to the Chief Judicial Magistrate, Gurugram, to look into the allegations of the petitioner, as has been highlighted and recorded above and ensure that a competent legal aid counsel is provided to him in case he has not engaged any private counsel on his own.

The legal aid counsel thereafter would take steps for redressal of the grievance of the petitioner, if any, including moving appropriate application before the competent Court for his medical examination which

should include the required tests which may also be an MRI, if so mandated or required.

Copy of this order be given ***dasti*** to the counsel for the petitioner under signatures of Bench Secretary of this Court.

February 5th, 2018

Puneet

(AUGUSTINE GEORGE MASIH)

JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No