

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

207

CRM-M NO.45149 OF 2017

DATE OF DECISION: MAY 09, 2018

Rajender

.....Petitioner

VERSUS

State of Haryana

....Respondent

CORAM:- HON'BLE MR.JUSTICE AUGUSTINE GEORGE MASI

Present: Mr. K. S. Dhaliwal, Advocate,
for the petitioner.

Mr. Sharad K. Yadav, DAG, Haryana,
for the State.

AUGUSTINE GEORGE MASI, J. (ORAL)

Prayer in this petition is for grant of regular bail to the petitioner in case FIR No.785, dated 11.09.2017, registered under Section 20 of the NDPS Act at Police Station Model Town, Panipat, District Panipat.

It is the contention of learned counsel for the petitioner that the petitioner was arrested on 11.09.2017 and is in custody since then. Assertion has been made that till date although the charges have been framed but none out of the 13 cited witnesses has been examined and the trial is not likely to conclude in near future. That apart, petitioner is suffering from Type II Diabetes mellitus and his right upper limb was amputated because of gangrene. He, therefore, prays that the petitioner be

granted the concession of regular bail.

Counsel for the State has produced a certificate of the Medical Officer, District Jail, Karnal, which also indicates that the petitioner is suffering from abovesaid disease and regarding amputation of his right upper limb. However, it has been stated that the petitioner is on oral hypoglycemic drugs for the management of type II Diabetes mellitus and he is stable and mobile. He, on this basis, asserts that he does not deserve the concession of bail, as has been prayed for.

Having considered the submissions made by counsel for the parties and keeping in view the fact that the petitioner is suffering from Type II Diabetes mellitus and has got his right upper limb amputated because of the said ailment and further the trial is not likely to conclude in near future as none of the witnesses has been examined till date, the present petition is allowed. The petitioner is directed to be released on bail on his furnishing personal and surety bonds to the satisfaction of the trial Court concerned. The trial Court shall impose strict conditions, including imposing heavy surety so that the petitioner does not abscond.

Any observation made herein above shall have no bearing on the merits of the case during the trial in any manner.

May 09, 2018
khurmi

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No