

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Sr. No.266

CRM-M-40965-2019

Date of decision : 13.12.2019

Devinder Singh

..... Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. P.S. Sekhon, Advocate, for the petitioner.

Mr. Prabhjot Singh Walia, AAG, Punjab

SUDHIR MITTAL, J. (Oral)

The petitioner seeks regular bail in case FIR No.114 dated 27.6.2018, registered at Police Station Division No.3 Ludhiana, District Ludhiana, under Section 22 of NDPS Act, 1985.

Affidavit dated 13.12.2019 of Rajiv Kumar Arora, PPS, Superintendent, Central Jail, Ludhiana has been filed in Court today and the same is taken on record. According to this affidavit, the petitioner is affected with Type-2 Diabetes Mellitus with Coronary Artery Disease with Hypertension and is required to be administered insulin. He is also a heart patient. Proper medical care is being provided to him in the jail hospital.

Custody certificate dated 13.12.2019, prepared by Sh. I.S. Dahliwal, PPS, Deputy Superintendent, Central Jail, Ludhiana, has been filed by the learned State counsel in Court today and the same is taken on record. According to this certificate, the petitioner has been in custody for 01 year, 05 months and 12 days and there is no criminal case pending/decided against him.

Learned counsel for the petitioner submits that the petitioner needs private medical attention on account of his medical condition. The

affidavit aforementioned corroborates his submission that the petitioner is in need of specialized medical attention.

The contention of learned counsel for the petitioner appears to be justified. It is not in dispute that the petitioner has multiple medical problems. Further, there is no criminal case pending/decided against him. Thus, the interest of justice would be adequately served in case the petitioner may be granted regular bail so that he can get adequate medical treatment.

Keeping in view the facts and circumstances of this case, I deem it appropriate to allow this petition. Accordingly, the petition is allowed and petitioner, is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(SUDHIR MITTAL)
JUDGE

13.12.2019
Ramandeep Singh

Whether speaking / reasoned
Whether Reportable

Yes / No
Yes/ No