

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA
AT CHANDIGARH

242)

Crl. Misc. No.M-42657 of 2019 (O&M)

Date of Decision: 24.10.2019

Makhan Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present:- Ms. Benti Kaur, Advocate,
Mr. Kawaljyot Singh, Advocate for the petitioner.
Mr. B.S. Sewak, Addl. Advocate General, Punjab.

Amol Rattan Singh, J. (Oral)

By this petition, filed under the provisions of Section 439 of the Cr.P.C., the petitioner seeks the concession of 'regular bail'.

Though learned counsel for the petitioner seeks to address arguments on merits, she further submits that the petitioner has suffered a paralytic stroke resulting in a blockage to his brain and a consequent paralysis of the left side of his body, due to which he needs advanced medical treatment.

She also submits that the petitioner has been in custody for the past 2 years and 3 months, with the trial nowhere near conclusion, with no other criminal case registered against him.

Upon query to the learned State counsel, he on instructions from ASI Sharanjit Singh, does not deny the period of custody of the

petitioner, or the fact that there is no other criminal case registered against the petitioner, who otherwise is stated to be 58 years old.

Consequently, keeping in view the entire circumstances in mind, without making any comment on the actual merits of the case, for or against the petitioner, I deem it appropriate to admit the petitioner to bail during the pendency of the trial.

Consequently, this petition is allowed. The petitioner would be enlarged on bail, upon his furnishing adequate bail and surety bonds to the satisfaction of the trial Court.

24.10.2019
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(Amol Rattan Singh)
Judge

Whether reasoned/speaking: Yes
Whether reportable: No