

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

CRM-M-15903-2020 (O&M)

Date of decision : 14.07.2020

N.S. Bath @ Nirmal Singh

...Petitioner

Versus

Central Bureau of Investigation

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. R.K. Mattoo, Advocate,
for the petitioner.

Mr. Sumeet Goel, Senior Standing Counsel for CBI.

JITENDRA CHAUHAN, J. (Oral)

The matter has been taken up through video-conferencing in the light of the pandemic COVID-19 situation and as per instructions.

The instant petition has been preferred under Section 439 Cr.P.C. seeking bail in FIR No.RC/14/90-CHG dated 30.07.1990, registered under Sections 420, 467, 468, 471 of the Indian Penal Code and Section 5(1)(d) read with Section 5(2) of the Prevention of Corruption Act, 1947, at P.S. SPE, Chandigarh.

Contents that the petitioner is more than 72 years of age and is suffering from various age-related ailments. Further submits that in terms of order dated 14.01.2020, passed in CRM-M-23638-2019, the petitioner has deposited an amount of ₹2,00,000/-. He is not involved in any other case.

On the other hand, learned counsel for the CBI has opposed the instant petition. However, he does not controvert the assertions raised by learned counsel for the petitioner with regard to the age and health status of the petitioner.

Heard.

The petitioner is a person of ripe age and is suffering from age-related ailments. He is not involved in any other case. He has already deposited an amount of ₹2,00,000/- in compliance of the directions issued by this Court. Therefore, this Court feels that keeping the petitioner under further incarceration will not serve any purpose.

In view of the above, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of the trial, on furnishing bail bonds and surety bonds, to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate, concerned.

However, anything noticed hereinabove shall not be construed as an expression of opinion on the merits of the case.

14.07.2020

atulsethi

**(JITENDRA CHAUHAN)
JUDGE**

Whether speaking / reasoned : Yes No

Whether Reportable : Yes No