

CRM-18597-2020 in/and
CRM-M-17044-2020

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-18597-2020 in/and
CRM-M-17044-2020
Date of Decision:-05.08.2020.

Aman Garg alias Babbal

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR

Present: Mr. Yashveer Kharb, Advocate for the petitioner.

Mr. Avtar Singh Sandhu, Additional A.G., Punjab.

SANJAY KUMAR, J. (Oral)

The petitioner is one of the accused in FIR No.182 dated 24.08.2019 on the file of Police Station Sadar Jagraon, District Ludhiana Rural, registered under Sections 22 and 25 of the Narcotic Drugs and Psychotropic Substances Act, 1985. He has been in custody since 31.08.2019. He filed Bail Application No.3662-2020 before the learned Additional Sessions Judge, Ludhiana, seeking interim regular bail on medical grounds. It was his case that he suffered hip dislocation which warranted major surgery. However, by order dated 23.06.2020, the learned Additional Sessions Judge dismissed his bail application. Aggrieved thereby, he filed the present petition under Section 482 Cr.P.C. to quash the order dated 23.06.2020 and to grant him interim bail to enable him to

undergo hip replacement surgery.

By order dated 08.07.2020 passed in this case, this Court directed release of the petitioner on interim bail for a period of 4 weeks to enable him to undergo the necessary surgery and post-operative care. This order was passed upon the concession made on behalf of the State by Mr. Mehardeep Singh Dullat, learned Additional Advocate General, Punjab, that the required medical facility was not available at the jail hospital. The petitioner was directed to furnish security to avail such interim bail.

Having undergone the surgery on 18.07.2020, the petitioner filed CRM-18597-2020 seeking extension of the interim bail for a further period of 4 weeks to enable him to undergo post-operative medical care. The documents filed along with this application demonstrate that the petitioner was discharged from Dayanand Medical College and Hospital, Ludhiana, on 24.07.2020 and was prescribed rest for 3 months.

Mr. Yashveer Kharb, learned counsel for the petitioner, would fairly state that, though the petitioner has been advised rest for 3 months, it would suffice if the interim bail granted by this Court is extended by a period of 4 weeks so that the petitioner would recover at least to the extent of being mobile.

Given the above circumstances, this Court is of the opinion that the petitioner would be entitled to extension of interim bail.

The main petition is accordingly disposed of, extending the interim bail granted on 08.07.2020 by a further period of 4 weeks commencing from today. Upon expiry of the stipulated period, the petitioner shall surrender, as per due procedure.

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2020 in the light of this final order.

(SANJAY KUMAR)
JUDGE

August 05, 2020.
sandeep

Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.