

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

CRM-M-20524-2020
Date of decision: 09.11.2020

Nirmaljit Singh @ Nimma

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Abhimanyu Singh, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

Mr. Charanjit S. Bakshi, Advocate
for the complainant.

(Through Video Conferencing)

ARVIND SINGH SANGWAN, J. (Oral)

This is the second petition that has been filed for grant of regular bail to petitioner in case FIR No. 77 dated 07.09.2017, registered under Sections 302, 148, 149, 473, 201, 120-B of the IPC and Section 25 of the Arms Act, 1959 at Police Station Banur, District Patiala.

The first petition, bearing **CRM-M-42329-2017**, was dismissed on merits on 15.11.2017.

Learned counsel for the petitioner submits that petitioner is a patient of Carcinoma (Cancer) at right axilla, which has metastatised from an unknown source inside the body.

Learned counsel further submits that petitioner has applied for bail for his treatment as due to COVID-19 situation, the PGIMER, Chandigarh is not operating OPDs and treating only COVID-19 patients.

Vide order dated 08.10.2020, the State was directed to apprise the Court after seeking opinion from PGIMER, Chandigarh and by filing a specific affidavit whether the case of the petitioner would fall under the guidelines of the State High Power Committee.

Today, an affidavit of Superintendent, District Jail, Rupnagar has been filed in Court along with medical report submitted by the Medical Officer, District Jail, Rupnagar suggesting that the medical condition of the petitioner makes him eligible for relief under medical criterion of State High Power Committee.

Learned counsel for the petitioner further submits that he would feel satisfied if a direction is issued to State High Power Committee to consider the case of the petitioner and decide whether he is entitled to any relief, in accordance with law and criterion.

Learned State counsel, assisted by learned counsel for the complainant, has no serious objection to the limited prayer made by learned counsel for the petitioner.

Accordingly, the present petition is disposed of.

The State High Power Committee is directed to consider the case of the petitioner as per law/existing guidelines and decide the same within a period of ten days from the date of receiving a certified copy of this order.

09.11.2020

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No