

**215 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(through video conferencing)**

CRM-M-30173-2020
Decided on : 02.12.2020

Balbir Kumar @ Rinku

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Prateek Pandit, Advocate
for the petitioner.

Mr. S.S.Sandhu, AAG, Punjab.

Manjari Nehru Kaul, J.

In compliance of order dated 11.11.2020, learned State counsel has filed the medical status report of the petitioner. As per the medical report from the Jail Medical Officer, the petitioner is a confirmed HIV +ve patient and has been undergoing treatment for the same.

At the very outset, learned counsel for the petitioner submits that he would restrict his prayer for grant of interim regular bail. While referring to the recommendations of the high powered committee of this Court headed by a Hon'ble Judge of this Court dated 2.5.2020 with respect to the grant of interim bail to undertrials during COVID-19, learned counsel for the petitioner has submitted that since the petitioner is a confirmed patient of AIDS, he may be extended the concession of interim bail as he is susceptible of catching corona virus in the prevailing circumstances.

On a pointed query, learned State counsel has apprised this court that the petitioner is not involved in any other criminal case.

Heard.

In view of the submissions made by learned counsel and the fact that the petitioner is a confirmed patient of AIDS, the present petition is allowed and the petitioner is admitted to interim bail for a period of six weeks to the satisfaction of the trial Court/Duty Magistrate. However, it is made clear that the petitioner shall surrender back in the jail where he is currently lodged as an undertrial on 14.01.2021.

(MANJARI NEHRU KAUL)
JUDGE

02.12.2020

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Whether speaking/reasoned:

Yes/No

Whether reportable :

Yes/No