

110 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-41346-2020
Date of Decision: 10.12.2020

DALJEET SINGH

....Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: Hon'ble Mr.Justice Deepak Sibal

Present: Mr.Sarabjeet Singh Grewal, Advocate for the petitioner
Mr.Gaurav Garg Dhuriwala, Sr.DAG Punjab

Deepak Sibal, J. (Oral)

Case taken up through Video Conferencing.

The present petition has been filed under Section 439 Cr.P.C. for the grant of interim bail to the petitioner in FIR No.0084 dated 19.06.2020 registered under Sections 22, 25, 61, 85 of Narcotic Drugs and Psychotropic Substances Act, 1985 (for short – NDPS Act) at Police Station Raman, District Bathinda.

Learned counsel for the petitioner submits that the petitioner's mother is suffering from Cancer and therefore the petitioner be granted interim bail so that he can take care of her.

Learned State counsel who appears on advance notice opposes the grant of interim bail on the ground that the petitioner is facing trial for illegal possession of 15500 tablets of Clovidol-100 SR which is a huge quantity; the petitioner's father is financially well and able bodied to look after his mother and the petitioner is likely to misuse the concession of interim bail if so granted to him.

On one hand the petitioner's mother is suffering from a terminal

disease and on the other hand the petitioner is facing trial in a case under the NDPS Act in which the alleged recovery from him is 15500 tablets of Clovidol-100 SR.

After considering the totality of the above facts this Court is of the view that the interest of justice would be served in case the petitioner is permitted to meet his terminally ill mother though in custody. Therefore, the State is directed to make adequate arrangements to take the petitioner in custody on 14.12.2020 at 10 AM to meet his mother and then bring him back to the Jail in which he is housed on the same day by 5 PM.

The petition is disposed of in the above terms.

10.12.2020*gk***(Deepak Sibal)****Judge**

Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No