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

**CRM-M-12040-2021(O&M)
Date of Decision: March 17, 2021**

Jhirmal Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

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

Mr.R.S.Khaira, AAG, Punjab.

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HARINDER SINGH SIDHU, J.

Case FIR No.79 dated 18.08.2017 has been registered under Sections 21 and 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Fatehgarh Panjtoor, District Moga, against the petitioner on the allegations that 5 grams of Heroine and 255 grams of Alprazolam were recovered from him.

Ld. counsel for the petitioner has stated that the petitioner is HIV positive and also suffering from HCV (Hepatitis). He has been undergoing antiretroviral treatment since 19.07.2017. Keeping in view the recommendations of the High Powered Committee for temporary release of various categories (due to Covid-19) of under-trial prisoners suffering from various ailments, which includes HIV positive, the petitioner was released on interim bail on 29.05.2020. Thereafter, the interim bail was extended from time to time. The last extension was upto 16.02.2021 and the petitioner was required to surrender on that day.

Ld. counsel for the petitioner states that the petitioner could not surrender within the stipulated time as he was under medications. He prays that the petitioner be granted two weeks time to surrender before the Jail Authorities.

Having heard Ld. counsel for the parties and considering the peculiar facts and circumstances of this case, the petitioner is directed to surrender before the Jail Authorities on or before 07.04.2021. Meanwhile, he shall also abide by the conditions contained in the order dated 29.05.2020 passed by Ld. Judge, Special Court, Moga.

Petition stands disposed of accordingly.

March 17, 2021

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**(HARINDER SINGH SIDHU)
JUDGE**

Whether Speaking / Reasoned	Yes
Whether Reportable	Yes / No