

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

**CRM-M-37156-2021
Date of decision: 13.09.2021**

Gurtej Singh**...Petitioner**

Versus

State Of Punjab**...Respondent****CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN**

Present:- Mr. S. S. Sarwara, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

This is a petition under Section 439 Cr.P.C. read with Section 482 Cr.P.C. for grant of interim bail to the petitioner for two weeks in FIR No.0137 dated 01.11.2020 under Section 22 of the NDPS Act, 1985 (Section 29 of the NDPS Act added later on) and Section 25 of the Arms Act, 1959, registered at Police Station Bhadson, District Patiala, Punjab.

Learned counsel for the petitioner submits that as per allegations in the FIR, the police party apprehended the petitioner with 50 strips of intoxicant tablets each containing 100 tablets and 20 strips of Tricare SR each containing 10 tablets along with one illegal weapon.

Learned counsel for the petitioner has prayed for interim bail to the petitioner on the ground that his wife namely Ramandeep Kaur is admitted in the hospital and is in critical condition.

Learned State counsel has filed the custody certificate in Court along with the report of the SHO, Police Station, Bhadson dated 11.09.2021, which states that petitioner is married to Ramandeep Kaur since 2017 and

they have a three years old son. It is also stated that Ramandeep Kaur is working as a Staff Nurse at Neelam Hospital opposite Chitkara University, Rajpura and on 02.09.2021, after completing her duty, when she was going to her home on her scooter, she met with an accident and was admitted in the hospital by her father and brother. Presently she is shifted in ICU and is on a ventilator in a very critical condition and is in coma at present.

The said report is supported by a certificate issued by Neelam Hospital which reads as under:

“This is to certify that patient Mrs. Ramandeep Kaur, 27/F, W/O Mr. Gurtej Singh admitted in Emergency at Neelam hospital with RSA (Road side accident) on 02.09.2021. She is shifted in ICU on ventilator in very critical condition. She is in coma at present, Treatment will continue as per the condition of the patient.”

Considering the aforesaid facts and also in view of the custody of the petitioner, which is more than 10 months, and also that the petitioner is not involved in any other case under the NDPS Act, this instant petition is disposed of. The petitioner is ordered to be released on interim bail till 30.11.2021 on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Illaq Magistrate, concerned.

The petitioner will surrender before the jail authorities concerned on 30.11.2021 by 5 PM.

13.09.2021
Chetan Thakur

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No