

CRM-M-44836-2021

Date of decision: 22.11.2021

LAKHWINDER SINGH

...PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. P.S.Sekhon, Advocate
for the petitioner.

Mr. Sarabjit Singh Cheema, AAG, Punjab. .

VIVEK PURI, J. (ORAL)

Status report by way of affidavit of Parminder Singh, PPS, Deputy Superintendent of Police, Sub Division Dhuri, District Sangrur on behalf of the respondent-State has been filed in the Court today and the same is taken on record.

Lakwinder Singh -petitioner is seeking interim bail under Section 439 Cr.P.C in the case bearing FIR No. 202 dated 02.08.2019 under Sections 22 and 29 of NDPS Act, 1985, registered at Police Station Sadar Dhuri, District Sangrur.

It has been contended by the learned counsel for the petitioner the son of the petitioner is aged about 20 years and a suffering from serious ailments. His surgery has been performed on 17.11.2021 and the presence of the petitioner is required to take post surgery care of his son and he is still admitted in PGI, Chandigarh.

Status report indicates as follows:-

“This is in reference to your letter dated 10-11.2021, regarding treatment of patient Harpreet

Singh son of Lakhwinder Singh resident of Village Kadhargarh Channa, District Sangrur. I have checked the record and the patient Harpreet Singh is suffering from massive lymphedema of scrotum and has been dated for admission on 15-11-2021. He will be posted for surgery on 17-11-2021. The surgery of debulking and phallus correction under general anesthesia will be done. The anticipated recovery time for the procedure should be around 3 weeks if all goes well. As evident, being a major surgery, the patient will require an attendant to look after him during recovery period”.

It has been pointed out that the surgery has been performed upon the son of the petitioner. As per the medical report, it is a major surgery and patient requires an attendant to look after during the recovery period.

In these set of circumstances, the petition is allowed to the extent that the petitioner be released on interim bail for a period of two months on his furnishing bail bonds to the satisfaction of the trial Court/Duty Magistrate. The period of two months shall commence from the date of submission of the bail bonds. However, this order will not provide any leverage to the petitioner to seek exemption from personal appearance during the course of trial and in the event, there is any dire necessity for exemption, this aspect shall be considered by the learned trial Court in accordance with the facts and circumstances in the case.

22.11.2021
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(VIVEK PURI)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No