

201
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-430-2021

Date of decision: 09.02.2021

Aman Garg alias Babal

..... Petitioner (s)

V/s.

State of Punjab

..... Respondent (s)

CORAM: - HON'BLE MR. JUSTICE SANJAY KUMAR

Present: Mr. Yashveer Kharb, Advocate, for the petitioner.

Mr. H.S. Sullar, Deputy Advocate General, Punjab.

Sanjay Kumar, J. (Oral)

By way of this second petition, the petitioner seeks grant of interim bail for a period of eight weeks on medical grounds. He is arrayed as one of the accused in FIR No. 182 dated 24.08.2019 on the file of Police Station Sadar Jagraon, District Ludhiana Rural, registered under Sections 22, 25 and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985.

The petitioner was granted interim bail for a period of four weeks earlier to enable him to undergo surgery, *vide* order dated 08.07.2020 in CRM-M-17044 of 2020. He was also granted extension of interim bail for post-operative care. He thereafter surrendered at the Central Jail, Ludhiana, in November, 2020. However, his condition did not improve and

he was referred to Rajindra Hospital, Patiala, for further examination and treatment. He was then diagnosed with Complete Rectal Prolapse, a condition which is reducible after surgery, and he was advised to get admitted for surgery. However, he refused further treatment at the said hospital. He is presently admitted in the Jail Hospital.

This being the fact situation, Mr. Yashveer Kharb, learned counsel for the petitioner, would state that the petitioner would prefer to get operated at Dayanand Medical College and Hospital, Ludhiana, where he had undergone the previous surgery, as the Surgeon there would be familiar with his case.

As it is an admitted fact that the petitioner is in urgent requirement of surgery and it is for him to choose the hospital where he wishes to obtain the required surgery and treatment, this application is ordered granting interim bail to the petitioner upto the end of April, 2021, to enable him to undergo the required surgery and also obtain the necessary post-operative care. The petitioner shall furnish a personal bond for a sum of ₹ 50,000/- along with two sureties for a like sum each to the satisfaction of the Duty/Illaq Magistrate concerned before his release.

The petitioner shall surrender before the authorities of the Central jail, Ludhiana, on 01.05.2021 before 5:00 P.M.

(SANJAY KUMAR)
JUDGE

09.02.2021

rakesh

whether speaking : Yes/no
whether reportable : Yes/no