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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRWP No.11075 of 2021 (O&M)

Date of decision: 09.12.2021

Surendra Kumar Bhatia

....Petitioner

Versus

State of Haryana and others

....Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Jasvinder Singh Saini, Advocate
for the petitioner.

Mr. Himmat Singh, DAG, Haryana.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this petition is for grant of 21 days parole to the petitioner.

Counsel for the petitioner has argued that the petitioner is aged about 78 years and he has applied for parole through his son-in-law as he requires urgent medical treatment.

Reply by way of affidavit of the Superintendent, Central Jail, Ambala along with the Custody Certificate is filed in the Court, which is taken on record.

The certificate issued by the Medical Officer, Central Jail, Ambala, reads as under:-

“1. That the CT prisoner patient namely Surender Kumar Bhatia age 78 years/Male was lodged in Central Jail Ambala on dated 25.03.2019.

2. That the said prisoner patient is Ortho Patient.

3. That the Medical Board Members namely Dr. Vikas (Orthopaedician) Civil Hospital, Ambala City, Civil Surgeon Ambala City and Principal Medical officer, Ambala City had issued a Disability Certificate duly

attested after conduct of Medical Board undated at Civil Hospital, Ambala City.

4. *That the above said Medical Board Members are of opinion that as per Disability Certificate that the said prisoner patient had been operated Right Leg, Right Knee, Right ankle with neglected #fracture lower 1/3rd Left Arm.*

5. *That the said prisoner patient was declared 50% disability by aforesaid Members of Medical Board.*

6. *That the said prisoner patient is undergoing his treatment from Civil Hospital, Ambala City.*

7. *That the said prisoner patient was referred to Civil Hospital, Ambala City on dated 06.02.2020 where he had complained of Chest Pain and was prescribed medications accordingly and was advised X-ray Chest AP and for Surgeon Opinion.*

8. *That the said prisoner patient is suffering from lot of health ailments and leading to morbidity (Generalized Weakness) due to his Old Age.*

9. *That the said prisoner patient is bed ridden and frequently take support of wheel chair pushing by his one and another accomplice in Jail for his daily routine work.*

10. *All the aforesaid information is based on availability of Medical Treatment Record of said Prisoner Patient (Copy enclosed)."*

*Sd/- 07/12/2021
Medical Officer
Central Jail, Ambala"*

Counsel for the petitioner has further submitted that in view of the certificate issued by the Medical Officer, the petitioner may be granted parole to get his treatment as the petitioner is otherwise a handicapped person with 50% disability.

A perusal of the Custody Certificate would show that the petitioner is in custody for the last about 03 years and his appeal i.e. CRA-S-788-SB of 2003, stands dismissed by this Court.

After hearing the counsel for the parties, considering the health condition of the petitioner and the fact that the petitioner is an

old man of 78 years, this petition is allowed and the petitioner is granted 04 weeks parole from today, on medical grounds subject to his furnishing 02 surety bonds to the satisfaction of the District Magistrate, Ambala.

Disposed of.

(ARVIND SINGH SANGWAN)
JUDGE

09.12.2021
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No