

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-17537-2022
Date of Decision: 23.05.2022

Puran Singh

....Petitioner(s)

Versus

State of Punjab

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

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

Mr. Randhir Singh Thind, DAG, Punjab.

JASGURPREET SINGH PURI, J. (Oral)

The present petition has been filed seeking grant of interim bail to the petitioner on the ground that the father of the petitioner who is aged 90 years has suffered a stroke and he may be granted interim bail for two weeks in this regard.

The State was asked to verify the aforesaid position and an affidavit was filed by the State and it was confirmed that the father of the petitioner has suffered brain stroke who is aged of 90 years.

Mr. Randhir Singh Thind, learned Deputy Advocate General, Punjab on instructions from ASI Bhupender Singh has stated that the petitioner was caught with 300 grams of heroin and he is also involved in three more cases out of which two pertains to NDPS Act and out of the aforesaid three cases, he was convicted in two cases and in one case he was acquitted and there is every apprehension that in case the petitioner is

granted interim bail, then he may abscond from justice.

I have heard the learned counsel for the parties.

The apprehension expressed by the learned State counsel cannot be ignored in view of the aforesaid facts and circumstances whereby he was convicted in two cases under the NDPS Act. However, the facts of the present case suggest that the father of the petitioner who is aged 90 years has suffered brain stroke and at the time of the addressing of the arguments the learned counsel for the petitioner has stated that he may be permitted to meet his father for one day at this stage. Learned Deputy Advocate General, Punjab has submitted that he has no objection in case the petitioner is permitted to visit and meet his father under the police custody.

Therefore, this Court is of the view that considering the aforesaid facts and circumstances, the petitioner can be taken to his house and meet his father for one day.

In view of the above, the present petition is disposed of. It is directed that the petitioner who is lodged in Kapurthala Jail shall be taken to his house where his father is residing for one day within a week from today under adequate police custody. He shall be permitted to stay at his house from 10.00 A.M till 5.00 P.M. The expenses for the aforesaid shall be borne by the petitioner or his family members in accordance with the Rules and Regulations of the State Government.

23.05.2022

rakesh

Whether speaking
Whether reportable

(JASGURPREET SINGH PURI)

JUDGE

: Yes/No
: Yes/No