

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

CRM-M-21276-2022

Date of Decision: 31st May, 2022

Bohar Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM : HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present : Mr. A.S. Brar, Advocate for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

AVNEESH JHINGAN , J.(Oral)

This petition was filed seeking interim bail for a period of eight weeks in case of FIR No. 47 dated 1.4.2021 registered under Sections 22 The Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'the NDPS Act') (later on Sections 22 (c) /29 NDPS Act added) at P.S. Baghapurana, District Moga on the ground of medical condition of his father who needs medical care immediately.

Notice of motion was issued on 18.5.2022 and time was sought by learned State Counsel to file reply.

Reply dated 30.5.2022 by way of affidavit of Shamsheer Singh, PPS, Deputy Superintendent of Police, Sub Division Bhaghapurana, District Moga has been filed by the learned State Counsel, the same is taken on record. The relevant paragraph of the reply is reproduced hereinbelow :-

That contents of Para No. 4 of the petition are admitted in so far concerned with matter of record. As per the medical record verified from GGS Medical College, Faridkot, father of the

petitioner is suffering from cancer disease. Statement of Namberdar has also been recorded who verified that the father of the petitioner is a patient of cancer problem. Copy of statement and Medical record are annexed herewith Annexure; R-1/T and R-2/T. No other major member is present in the family of petitioner to serve or help his father Sukhmander Singh."

In view of the reply filed by learned State Counsel, the petitioner is granted interim bail for six weeks, from date of release subject to his furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned. He will surrender back to Jail Authorities immediately after completion of six weeks.

Petition is disposed of.

**(AVNEESH JHINGAN)
JUDGE**

31st May, 2022
anuradha

Whether reasoned/speaking
Whether reportable

Yes/No
Yes/No