

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRM-M-47524-2021  
Date of Decision: 30.03.2022

**Balkar Singh**

....Petitioner(s)

Versus

**State of Haryana**

.....Respondent(s)

**CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI**

Present: Mr. Y.S Rathore, Advocate, for the petitioner.

Mr. Naveen Singh Panwar, DAG, Haryana.

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**JASGURPREET SINGH PURI, J. (Oral)**

The present petition has been filed under Section 439 of the Code of Criminal Procedure for the grant of regular bail to the petitioner in FIR No. 109 dated 22.06.2019, under Sections 148, 149, 302, 341, 120-B IPC ( Section 3 of SC & ST Act added later on), registered at Police Station Kaithal Sadar, District Kaithal,

On 18.11.2021 the learned counsel for the petitioner had confined the scope of the present petition to the extent of grant of interim bail on medical grounds only. An affidavit has been filed by the State in which it has been submitted that the petitioner was examined by the Board of Doctors who have reported that clinical condition of the petitioner is chronic in nature and requires higher centre management. The relevant portion is reproduced as under:-

*“3. That the accused/petitioner was examined by the*

*CMO, Kaithal on 23.11.2021 and he after examination submitted their report that which is as follow:- "As per report of Board of Doctor Dr. Rajiv and Dr. R.D. Chawla of Civil Hospital, Kaithal 'The clinical condition of above patient is chronic in nature and required higher centre management. Board is of opinion that patient be referred to higher centre PGI Chandigarh/AIIMS/GB Pant, Delhi for further evaluation & Management.'" Report of Board of Doctor Dr. Rajiv and Dr. R.D. Chawla of Civil Hospital Kaithal is annexed as Annexure R-1.*

The learned counsel for the petitioner has submitted that even the other co-accused who is at parity with the petitioner namely Surrender has also been granted regular bail by this Court.

I have heard the learned counsel for the parties.

The prayer in the present petition is only confined to the extent of interim bail.

In view of the above, the present petition is disposed of on the basis of the affidavit filed by the State. The petitioner is entitled for the grant of interim bail for a period of three months. He shall be released on interim bail subject to furnishing bail bonds/surety to the satisfaction of the learned trial Court/Duty Magistrate concerned. The time and date of release and surrender shall be fixed by the learned trial Court/Duty Magistrate concerned.

**30.03.2022**

rakesh

Whether speaking  
Whether reportable

**(JASGURPREET SINGH PURI)**

**JUDGE**

: Yes/No  
: Yes/No