

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

210

CRM-M-4501-2023 (O&M)

Date of Decision: 23.02.2023

SONI ALIAS SONU

... Petitioner

Versus

STATE OF HARYANA

... Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Bhupinder Ghai, Advocate for
Mr. Mohit Kakkar, Advocate
for the petitioner.

Ms. Tanushree Gupta, DAG Haryana.

HARNARESH SINGH GILL, J.(Oral)

Prayer in this 2nd petition is for grant of interim bail to the petitioner for a period of six weeks, on medical ground, in case bearing FIR No.176 dated 13.04.2021 registered under Sections 8, 22-C of the NDPS Act, registered at Police Station Meham, District Rohtak.

Reply by way of an affidavit dated 22.02.2023 of the Additional Superintendent of Police, Meham, District Rohtak, filed on behalf of the respondent-State, in the Court, is taken on record. Copy thereof has been supplied to the learned counsel opposite.

Learned counsel for the applicant-petitioner submits that, as per the prosecution, the petitioner was apprehended with 42 vials of WINCIREX-100 ml each and that the petitioner has been in custody since 13.04.2021; that the challan has been presented. He further submits that there is infection in the right leg of the petitioner, for which he had

been operated upon more than 07 times; that implant insertion and grafting for four times has already done; that the petitioner is suffering from severe pain and illness; that in the month of December, 2021, some antibiotic beads were implanted at PGIMS Rohtak and that, though, the life of the said beads was 06 months, yet the same were not implanted again and thus, the petitioner is suffering from leg infection. Still further, it is submitted that the petitioner needs immediate and regular treatment and that the concession of interim bail earlier granted to the petitioner on medical ground was not misused by him.

The relevant extract of the report dated 14.02.2023 of the Medical Officer, District Jail Rohtak, would reads as under:-

'The patient (the petitioner herein) is in need of aggressive treatment from specialist doctor of Orthopedics and Neurology Department for complaint of Right arm brachial plexus injury and operated right leg pain for antibiotic beads removal and further treatment and management. Patient has already been referred to higher center by doctors of PGIMS, Rohtak.

Patient condition is being monitored by Jail, Medical officer. It is ensured that he will be sent to Specialist Doctor of PGIMS, Rohotak and AIIMS Delhi in concerned Department as and when required. The report is submitted as desired please'.

I have heard the learned counsel for the parties.

Without going into the merits of the case and taking into consideration the medical condition of the petitioner, the petitioner is ordered to be released on interim regular bail for a period of six weeks

from the date of his release, on execution of the bail/surety bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned.

The petitioner shall surrender before the jail authorities immediately after the interim bail period is over.

Disposed of, in the above terms.

23.02.2023

Aman Jain

(HARNARESH SINGH GILL)
JUDGE

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