

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-7264-2023

Date of Decision :10.02.2023

Gajender Singh @ Gajinder Singh Rajput

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Jagmohan Ghumman, Advocate for the petitioner.

Ms. Vibha Tewari, AAG, Haryana.

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Harsimran Singh Sethi, J. (Oral)

The present petition has been filed under Section 439 of the Cr.P.C for the grant of interim bail to the petitioner on the ground that the mother of the petitioner has passed away on 03.02.2023 and her last rites are to be performed on 12.02.2023 for which, the petitioner be granted concession of interim bail.

Notice of the petition be issued to the respondent-State so as to enquire the facts mentioned in the petition.

Learned State counsel on instructions from ASI Gyanender concedes the factum that the mother of the petitioner unfortunately passed away on 03.02.2023 and her last rites are to be performed on 12.02.2023.

I have heard learned counsel for the parties.

In the present petition, it is the assertion of the petitioner that

apart from his old aged father, there is no one else in the family to take care of the last rites of his mother, which are to be performed on 12.02.2023 and the prayer is for the grant of concession of interim bail to the petitioner so as to perform the last rites of his mother.

Learned counsel for the petitioner undertakes that the petitioner will report back to the jail authorities after availing the benefit of interim bail in case the same is extended to him.

Keeping in view the facts and circumstances mentioned hereinbefore, especially that the mother of the petitioner unfortunately passed away and her last rites are to be performed on 12.02.2023 and there is no one else in the family to do so, in the interest of justice and equity, the petitioner is granted concession of interim bail from 11.02.2023 to 25.02.2023 subject to the conditions to be put by the trial Court/duty Magistrate.

Petitioner is directed to surrender back before the jail authorities on 25.02.2023 by 5.p.m. Present petition is disposed of in above terms. Surrender back of the petitioner be informed to this Court.

February 10, 2023

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(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No