

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

**241**

**CRM-M-12616 of 2023  
Date of Decision: 16.03.2023**

Rajender Singh

.....Petitioner(s)

Versus

State of Haryana

.....Respondent(s)

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

Present: Mr. Laghuinder Singh Sekhon, Advocate,  
for the petitioner.

Ms. Nidhi Garg, AAG, 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 interim bail to the petitioner in FIR No.106 dated 15.04.2020, under Section 22-C and 29 of the NDPS Act, 1985 registered at Police Station Civil Lines Kaithal, District Kaithal on the ground that the wife of the petitioner has to undergo surgery of uterus.

Learned counsel for the petitioner has submitted that the petitioner has faced incarceration for about 2 years and 3 months. Earlier also the petitioner had filed an application for grant of interim bail on the ground of the surgery of the wife of the petitioner and the same was also extended by this Court but during that period despite repeated efforts by the doctors the surgery could not be performed because of complicated medical condition of the wife of the petitioner and thereafter the petitioner surrendered before the Jail authorities well in time. He submitted that now the surgery of the wife of the

petitioner is fixed for 21.03.2023 at Dev Nursing Home at Kaithal and he may be considered for grant of interim bail in view of the aforesaid emergent medical condition of the wife of the petitioner.

This Court on 15.03.2023 had issued notice of motion to the State for verifying the aforesaid factum with regard to the medical condition of the wife of the petitioner.

Today learned State counsel has submitted that it has been verified that the surgery of the wife of the petitioner has to undergo on 21.03.2023 at the aforesaid hospital.

I have heard the learned counsel for the parties.

Earlier this Court had granted interim bail to the petitioner on the same ground but as per the learned counsel for the petitioner the surgery of the wife of the petitioner was not conducted due to complication in medical condition and now the same has been fixed for 21.03.2023 which has been so verified by the State. According to learned counsel for the petitioner, he had surrendered in time after the expiry of period of interim bail earlier and the petitioner is not involved in any other case but as per learned State counsel the petitioner is involved in two more cases.

However, considering the aforesaid facts and circumstances of the present case and also considering the complicated medical condition of the wife of the petitioner, this Court deems it fit and proper to grant interim bail to the petitioner for a period of three weeks. Consequently, the present petition is allowed. The petitioner shall be released on interim bail on 17.03.2023 subject to his furnishing bail bond/surety bond to satisfaction of the trial Court/Duty Magistrate concerned. He shall surrender before the jail authorities

immediately on the expiry of the aforesaid period i.e. on or before 5.00 P.M. on 06.04.2023.

(JASGURPREET SINGH PURI)  
JUDGE

March 16, 2023  
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|--------------------|---|--------|
| Whether speaking   | : | Yes/No |
| Whether reportable | : | Yes/No |