

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

CRM-M-29669-2023

Date of Decision: 06.07.2023

Sandeep Shah

..... Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Ms. Manju Goyal, Advocate, for the petitioner.

Ms. Akshita Chauhan, Deputy Advocate General, Punjab.

Rajesh Bhardwaj, J. (ORAL)

Prayer in the present petition is for the grant of interim bail to the petitioner in a case FIR No.108 dated 27.08.2022, registered under Sections 21/25/29/61/85 of NDPS, at Police Station Balongi, District SAS Nagar on account of serious health condition of his mother.

On 07.06.2023, this Court directed the State to verify the same. Today reply by way of affidavit of Gursher Singh Sandhu, PPS, Deputy Superintendent of Police, (Investigating), District SAS Nagar has been filed. The reply would show that the mother of the petitioner is suffering from high blood sugar and she has been advised regular check up.

Learned counsel for the petitioner has submitted that the petitioner was implicated in this case only on the basis of disclosure statement of the co-accused. She further submits that even otherwise recovery effected from the petitioner was of 150 grams of heroin, which falls under the non-commercial quantity.

Learned State counsel on instructions from SI Gurpartap Singh has submitted that as per reply, the investigation is complete and challan is already presented. She has further stated that the mother of the petitioner is

not suffering from any serious disease and as such the petitioner is not entitled to be released on interim bail. Investigating Officer who is present in Court has apprised this Court that the father of the petitioner has already died and there is no other family members in the family and his mother is alone.

After hearing learned counsel for the parties and the Investigating Officer present in Court, it is apparent that mother of the petitioner is alone at home and there is no other family member to look after her and get her medically checked up. Keeping in view all these facts, the petitioner is granted interim bail for two weeks from 07.07.2023 subject to his furnishing bail/surety bonds to the satisfaction of the concerned Chief Judicial Magistrate/Duty Magistrate. The petitioner shall surrender before the Jail Authorities/ concerned Court at 11:00 A.M. on 25.07.2023. Releasing Officer is directed to intimate the petitioner at the time of his release about the date and time of his surrender back in jail.

Petition stands disposed of accordingly.

06.07.2023			(RAJESH BHARDWAJ)
sharmila			JUDGE
	Whether Speaking/Reasoned	:	Yes/No
	Whether Reportable	:	Yes/No