

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

237

CRM-M-35598-2023 (O&M)
Date of decision: 31.07.2023

NAVJOT SINGH SANDHU ALIAS SHERA

...Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Suneel Sharma, Advocate for the petitioner.

Mr. Hakam Singh, AAG Punjab.

HARNARESH SINGH GILL, J. (ORAL)

The petitioner has filed this fourth petition under Section 439 of Cr.P.C. for grant of interim bail to the petitioner for a period of six weeks in case FIR No. 06 dated 03.01.2022 registered under Section 21 of the NDPS Act, at Police Station Special Task Force, Phase -4, District SAS Nagar Mohali.

Learned counsel for the petitioner submits that the petitioner has falsely been implicated in the present case; that the earlier three bail petitions were withdrawn on 28.10.2022, 13.03.2023 and 15.06.2023 respectively; that both the eyes of Gurdeep Kaur-mother of the petitioner, are to be operated, on 06.06.2023 and thereafter on 13.06.2023 and since there is no one in the family of the petitioner to look after her as his one and only sister is married and residing abroad, the operation was postponed; that even the father of the petitioner is also a diabetic patient and fourth finger of the right foot has been amputated by the doctors and he is also suffering from Gangrene.

Learned State counsel, while vehemently opposing the prayer for bail, submits that the petitioner has already tried thrice times for concession of bail and since the same were declined, he has now come with the present petition. The recovery effected in the present case falls under the commercial quantity. However, he does not dispute the custody period of the petitioner. On instructions from SI Hakam Singh, he submits that the parents of the petitioner are suffering from the ailments.

I have heard the learned counsel for the parties.

Both the eyes of the mother of petitioner are to be operated upon and the father of the petitioner is suffering from Gangrene and he is diabetic also and there is nobody except the petitioner to look after them. The only one sister of the petitioner is married and residing abroad.

Keeping in view the above, the petition is disposed of and the petitioner is ordered to be released on interim bail for a period of one month 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 forthwith on expiry of the interim bail period.

(HARNARESH SINGH GILL)
JUDGE

31.07.2023
Mangal Singh

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No