

328 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH
CRM-M- 62524-2023 (O&M)
Date of Decision:14.12.2023

Buta Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present:- Ms. Anupam Bhanot, Advocate for the petitioner.

Mr. H.S. Sitta, DAG, Punjab.

JASGURPREET SINGH PURI J.(Oral)

1. The present petition has been filed under Section 439 of the Code of Criminal Procedure for the grant of interim bail to the petitioner for a period of 15 days in case bearing FIR No.129 dated 03.08.2021 under Section 21 (c) of NDPS, Act, registered at Police Station City Patti, District Tarn Taran.

2. Learned counsel for the petitioner submitted that the real brother of the petitioner has died on 07.12.2023 and the Bhog ceremony is to take place on 16.12.2023.

3. This Court had issued notice to the State on 12.12.2023. Today learned State counsel, on instructions from ASI Ashok Kumar, has stated that he has verified the fact that brother of the petitioner had died on 07.12.2023 and Bhog ceremony is stated to be taken place on 16.12.2023.

4. Learned counsel for the petitioner also stated that petitioner has already faced incarceration for more than 02 years and he is the only male member in the family who has to manage the said ceremony and to

make necessary arrangements. In this regard she has also referred to para No.5 of the present petition.

5. After hearing learned counsel for the parties, this Court deems it fit and proper to grant interim bail for a period of two weeks to the petitioner to attend the Bhog ceremony of his elder brother who had died on 07.12.2023 and the Bhog ceremony is scheduled on 16.12.2023.

6. Consequently, the present petition is allowed. The petitioner shall be released on interim bail for a period of two weeks from 15.12.2023 till 28.12.2023, 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 of two weeks i.e. on 28.12.2023 before 5.00 p.m.

(JASGURPREET SINGH PURI)
JUDGE

14.12.2023
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No