

116 IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-2444-2024 (O&M)

Date of Decision: 19.01.2024

Sukhwinder Singh @ Kala

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR.JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Guninder Singh Brar, Advocate
for the petitioner.

Mr. M.S. Tiwana, AAG, Punjab.

MAHABIR SINGH SINDHU. J.

Present petition has been filed under Section 482 read with Section 439 of Code of Criminal Procedure for seeking interim bail in FIR No. 193 dated 16.11.2023 registered under Section 18 of Narcotic Drugs & Psychotropic Substances Act, 1985, at Police Station, Civil Lines, Patiala.

2. In pursuance of the notice of motion issued by this Court, reply by way of affidavit dated 19.01.2024 of Sh. Harcharan Singh Gill, PPS, Additional Superintendent Central Jail, Patiala has been filed and the same is taken on record. Paras 2 & 3 of the reply read as under:-

“2. That, the petitioner Sukhwinder Singh @ Kala son of Kashmir Singh resident of village Chonth, Police Station Sadar Samana, Patiala, SAS Nagar, was admitted in Central Jail Patiala as an under trial on 22.11.2023 in case FIR No. 193 dated 16.11.2023 u/S 18/61/85 NDPS, P/S Civil Lines, Patiala. That, in compliance to the orders of the Hon’ble Punjab and Haryana High Court the petitioner was examined by the Medical Officers of the PGI Chandigarh and report of Medical Officer of Central Jail, Patiala is annexed herewith as Annexure R-1 and reproduced below:-

In reference to above said subject patient was a K/C/o Hypertension, CAD. For which he was taking medicines

regularly from Jail, Hospital. Patient is also a K/C/O drug addict for which he is undergoing treatment from Psychiatrist doctor of Jail Hospital.

On 21.12.2023 @ 6.55 PM patient experienced chest pain, dizziness for which he was given first aid treatment and was immediately referred to Emergency Govt. Rajindra Hospital, Patiala for further management. Govt. Rajindra Hospital doctors examined the patient and gave diagnosis of HTN/CAD/ACS/Unstable angina. PTCA done in 2008. Hernioplasty done in 2008. As per record patient was referred to PGI Chandigarh Cardiology department for further management (Photocopy attached).

Patient was admitted in PGI from 22/12/2023 to 28.12.2023. After discharging they have planned for PCI-LC/RCA one willing.

They have prescribed medication which he is getting regularly from Jail Hospital.

PGI have advised follow up in OPD after 02 weeks or whenever in need (Photocopy attached).

This is for your information and necessary action. He will be referred to PGI whenever in need or during follow-up.”

3. That, the jail authorities are taking good care of him and are providing him the best possible medical treatment under the supervision and advise of Medial Officer of Hospital of Central Jail, Patiala.”

3. Perusal of the above extract reveals that as on today, jail authorities are taking good care of the petitioner and providing him the best possible medical treatment under the supervision and advice of Medical Officer, Central Jail, Patiala.

4. In view of the above and specially that recovery of 4 kg opium has been alleged against the petitioner, no ground is made out to grant him, concession of interim bail.

- 5. Consequently, there is no option except to dismiss the present petition.
- 6. Ordered accordingly.
- 7. Pending application(s), if any, shall also stand disposed off.
- 8. The above observations may not be construed as an expression of opinion on merits of the case; rather confined only to decide the present interim bail matter.

19.01.2024
SN

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned : Yes/No
Whether Reportable: Yes/No