

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-9742-2024
Date of Decision:11.03.2024

Balwinder Singh ...Petitioner

vs.

State of Punjab ...Respondent

Coram : Hon’ble Mr. Justice N.S.Shekhawat

Present : Mr. Gaurav Singla, Advocate
for the petitioner.

Mr. M.S. Bajwa, DAG, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 439 Cr.PC with a prayer to grant interim bail to him for four weeks in case arising out of FIR No.70 dated 28.07.2019 (Annexure P-1), under Sections 21,27-A, 29 of NDPS Act, Police Station Special Task Force (STF), STF Wing, SAS Nagar.
2. Learned counsel for the petitioner contends that the petitioner is in judicial custody since 28.07.2019. His wife namely Sarabjit Kaur is suffering from pain in abdomen and is presently getting treatment from Government Medical College and Hospital, Amritsar and her immediate surgery is required. Learned counsel for the petitioner has referred to the medical record (Annexures P-2 to P-4) in this regard.
3. On the other hand learned State counsel submits that the wife of the petitioner is getting proper treatment from the doctors. As per him, ultra

sound report has been taken from Dr. Dhuria’s Diagnostic Centre, which showed a stone in the gall bladder and stone in kidneys. On 22.01.2024, the patient was examined in OPD with abdominal pain and tenderness in epigastrium and the patient was admitted for thorough investigations. The wife of the petitioner got her USG done from Guru Nanak Dev Hospital/Medical College, Amritsar on 25.01.2024, which only showed right kidney stone. The patient was advised IVP for which a date was given by the Department of Radiology. The patient again turned back on 04.03.2024 with IVP report showing a large right kidney stone. Since the Urologist was not available at Guru Nanak Dev Hospital, Amritsar, the patient has been referred to PGI, Chandigarh for surgery.

4. I have heard learned counsel for the parties and perused the record.
5. The wife of the petitioner is having stone in her right kidney and is getting proper medical treatment. Even she has been referred to PGI, Chandigarh, due to non-availability of Urologist at Guru Nanak Dev Hospital, Amritsar. Thus, the wife of the petitioner is getting proper treatment and is not suffering from any serious ailment.
6. In view of above, no ground is made out to grant interim bail to the petitioner and the same is ordered to be dismissed.

11.03.2024
hitesh

(N.S.SHEKHAWAT)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No