

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

229

CRM-M-18073-2024

Date of decision: 23.04.2024

Manpreet Singh alias Manna

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Arshdeep Brar, Advocate
for the petitioner.

Mr. Amit Rana, Sr. DAG, Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner by way of instant petition had sought the concession of interim bail for a period of one month in FIR No.26 dated 23.08.2023 under Section 25 of the Arms Act, 1959, Sections 109, 115, 120 of the IPC and Sections 21, 25, 29, 61, 85 of the NDPS Act (added later on) registered at Police Station State Special Operations Cell, Amritsar, District Intelligence Wing (CID), Amritsar on account of the medical ailments of his wife who had been advised to undergo surgery. In support of his submissions, learned counsel had annexed the medical reports of the petitioner's wife as Annexure P-2

2. While issuing notice of motion on the last date of hearing i.e. 16.04.2024, learned State counsel had been directed to verify the authenticity of the submissions made by the counsel for the petitioner qua the medical condition of the wife of the petitioner.

3. In compliance of order dated 16.04.2024, reply by way of

affidavit of Harwinderpal Singh, PPS, Deputy Superintendent of Police, State Special Operation Cell, Amritsar, along with report of the Medical Superintendent, Guru Nanak Dev Hospital, Amritsar (Annexure R-1) and the statement of wife of the petitioner (Annexure R-2), has been filed in the Court today which is taken on record subject to all just exceptions. A copy of the same has been supplied to the counsel opposite.

4. Learned counsel for the State while opposing the prayer made by the petitioner for being extended the concession of interim bail, has submitted that firstly the petitioner is a man of criminal antecedents as it is a matter of record that he is involved in another case under the NDPS Act; secondly and pertinently, the medical certificates which the petitioner annexed with the petition were found to be fake and had not been issued by any doctor of the Department of Medicine or any other faculty member of Guru Nanak Dev Hospital, Amritsar. Learned State counsel, in support, has drawn the attention of this Court to paragraph 16 of the reply filed today, wherein the said fact stands reflected. He has submitted that no doubt the wife of the petitioner is suffering from multiple cysts in her uterus, however, the medical records annexed with the petition had been fabricated by the petitioner. Learned State counsel has further submitted that in view of the fake and fabricated documents having been placed on record by the petitioner, the matter has been forwarded to the Assistant Inspector General of Police, State Special Operation Cell, Amritsar, by the Medical Superintendent of Guru Nanak Dev Hospital, Amritsar vide order dated 19.04.2024 for further action, annexed as Annexure R-1

with the reply.

5. I have heard learned counsel for the parties and perused the relevant material on record.

6. Learned counsel appearing for the petitioner has expressed total ignorance about the fake medical documents which were annexed with the petition pertaining to the wife of the petitioner. He has submitted that he had annexed those documents after being provided by the petitioner. He submits that in view of the report received and the reply filed today by the State, the present petition may be dismissed.

7. In the facts and circumstances as enumerated hereinabove, the petitioner does not deserve the concession of bail much less interim bail on account of the purported illness of his wife. The matter pertaining to the fabrication of the medical certificates/reports of the wife of the petitioner, already stands referred to the police by the Medical Superintendent, Guru Nanak Dev Hospital, Amrtisar. Accordingly, the instant petition is hereby dismissed.

8. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

23.04.2024

Vinay

(MANJARI NEHRU KAUL)
JUDGE

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