



**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

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CRM-M-35140-2024
Date of Decision : **July 23, 2024**

KULDEEP SINGH @ BABBU

.....Petitioner

VERSUS

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Mandeep Kaushik, Advocate
Mr. Amit Agnihotri, Advocate
Ms. Momi Makkar, Advocate and
Mr. Abhishke Jindal, Advocate
for the petitioner.

KULDEEP TIWARI, J. (Oral)

1. Through the instant petition filed under Section 483 of BNSS of 2023, pray is made for the grant of interim bail in case FIR No.44 dated 22.10.2023, under Sections 21/27-A, 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station SSOC, Amritsar for a period of 10 days to the petitioner to perform last rites and rituals of his deceased mother, namely, Jasbir Kaur wife of Harbhajan Singh.

2. Learned counsel for the petitioner in the asking for the relief submits that infact, the petitioner is involved in three other cases and in one case, the Division Bench of this Court vide order dated 19.7.2024, granted 10 day's interim bail to the petitioner on his furnishing bail bonds/surety bonds to the satisfaction of the Chief Judicial Magistrate concerned. He further submits that in one case, the learned trial Court concerned has granted interim bail to the petitioner and so far as the other case is concerned, the learned trial Court concerned vide order dated 22.7.2024 (Annexure P-1), has declined the same relief.



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3. From the factum of order dated 19.7.2024 passed by the Division Bench of this Court, it transpires that the mother of the petitioner has unfortunately died and the Bhog ceremony or the last prayer, is to be performed on dated 24.7.2024.

4. Notice of motion .

5. Mr. Pardeep Bajaj, DAG, Punjab, waives service on behalf of the respondent-State.

6. Considering the fact that the mother of the petitioner has died and Bhog ceremony or last rites is to be performed on dated 24.7.2024. this Court deems it fit and appropriate to extend the benefit of interim bail to the petitioner. Therefore, the present petition is **allowed**.

7. The petitioner is ordered to be released on **interim bail** for a period of 10 days, which shall be commenced from dated 24.7.2024 on furnishing of bail bonds and surety bonds to the satisfaction of concerned Chief Judicial Magistrate/trial Court/Duty Magistrate. The petitioner is directed to re-step into the prison after 10 days of the aforesaid date at 5.00 p.m.

8. However, anything observed here-in-above shall have no effect on the merits of the case and is meant for deciding the present petition only.

9. Let the copy of this order be handed over to the learned counsel for the petitioner, under the signatures of the Special Secretary, enabling him to comply with the abovesaid order.

July 23, 2024
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(KULDEEP TIWARI)
JUDGE