HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

S.B. Criminal Miscellaneous Bail Application No. 1429/2024

Avtar Singh S/o Gurnam Singh, Aged About 45 Years, R/o Bhandri Ps Sidhwan Bet District Ludhiyana Punjab (Presently Lodged At Central Jail Bikaner)

----Petitioner

Versus

State Of Rajasthan, Through Pp

----Respondent

For Petitioner(s)	:	Mr. Vinod Kumar Sihag
For Respondent(s)	:	Mr. A.R. Choudhary, PP

HON'BLE MR. JUSTICE MADAN GOPAL VYAS

Order

15/02/2024

The present criminal miscellaneous interim bail application under Section 439 CrPC has been preferred by the petitioner in relation to FIR No. 82/2023, Police Station Bhanipua, District Churu, lodged for the offences under Section 8/15 of the NDPS Act.

2. Learned counsel for the petitioner submits that petitioner’s father expired on 21.01.2024 and there is no other person in his family to perform the last rituals. Therefore, it is submitted that the petitioner may be granted interim bail for a period of thirty days.

3. Learned Public Prosecutor opposed the prayer made by learned counsel for the petitioner. Learned Public Prosecutor while relying upon the communication dated 09.02.2024 sent by SHO Police Station Bhanipura, District Churu submits that petitioner’s

father expired on 21.01.2024 and his cremation was done on 22.01.2024 and his last rituals have already been completed.

4. Having regard to the facts and circumstances of the case and in view of the fact that the petitioner's father has already been cremated on 22.01.2024 and his all rites have been performed and from the death of father of the petitioner, at least 25 days have been already passed. This Court does not find it to be a fit case for grant of interim bail to the petitioner.

5. Accordingly, the present interim bail application is hereby rejected.

(MADAN GOPAL VYAS),J

777-manila/-