

2025.PHHC.152355



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

336

CRM-M-54151-2025 (O&M)

Date of decision: 06.11.2025

Ajay Singh @ Kala**...Petitioner****Versus****State of Haryana****...Respondent****CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present:- Mr. Sahil, Advocate and
Mr. Inderpal Singh, Advocate
for the petitioner.

Mr. Neeraj Poswal, AAG, Haryana.

MANISHA BATRA, J. (Oral)

1. The instant petition has been filed by the petitioner under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking interim bail in case bearing FIR No. 240 dated 21.04.2024, registered under Sections 148, 149, 323, 324, 302, 506 and 120-B of IPC at Police Station Krishna Gate, Thanesar on medical grounds.

2. Learned counsel for the petitioner has submitted that the petitioner has been booked in the aforesaid FIR and was arrested on 28.04.2024. He was granted concession of interim bail for a period of one month by the learned trial Court on the grounds that he was suffering from Hernia and was operated upon, vide order dated 21.01.2025. The said interim bail was extended by the learned trial Court for 15 days, which was further extended by this Court with a direction to the petitioner to surrender on 12.03.2025. The petitioner, after availing the concession of interim bail, had

2025.PHHC.152355



surrendered back before the jail authorities. However, in the month of July, 2025, he started facing dizziness and difficulty in breathing along with severe headache and pain in left nostril. He was examined by the jail doctor and has been under constant medical treatment for Nasal Septum Spur pointing leftward. He was referred to LNJP Hospital, Kurukshetra for further treatment, wherein he has been advised surgery. He had, thus, moved an application before the learned trial Court for grant of interim bail on that very ground but the same had been dismissed. It is further submitted that although the petitioner has been advised to undergo surgery but the same is not being conducted by the treating doctors of LNJP Hospital and it is being rescheduled time and again. The petitioner is facing great hardships due to his aforesaid disease and needs urgent medical intervention for his well being. Previously also, he had been granted concession of interim bail and he had not misused the same. It is, therefore, urged that the petition deserves to be allowed and the petitioner deserves to be granted interim bail for the said purpose.

3. Upon notice, reply along with medical status report of the petitioner has been filed. A perusal of the medical status report reveals that the petitioner is under treatment from LNJP Hospital, Kurukshetra for Pneumatization of petrous and squamous part of bilateral temporal bones and nasal septum spur pointing leftward. His surgery was scheduled on different dates but could not be performed. Learned State counsel has not disputed the factual position but has opposed the prayer of the petitioner.

4. After hearing learned counsel for the parties and going through the material placed on record, I am of the considered opinion that since the

2025.PHHC.152355



petitioner has been advised surgery for his abovementioned disease which could not be performed so far and he is facing acute pain and sufferings, he deserves to be granted concession of interim bail for a limited period so that he can get himself treated on his own. Accordingly, the present petition is allowed. The petitioner is granted concession of interim bail for a period of 20 days and is directed to be released from custody, subject to his furnishing personal/surety bonds to the satisfaction of the learned trial Court/Duty Magistrate concerned. The period of interim bail shall commence from the date of actual release of the petitioner from custody. He is directed to surrender before the jail authorities immediately after expiry of the period of interim bail.

06.11.2025

Waseem Ansari

(MANISHA BATRA)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No