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

**CRM-M-59862-2024****Date of Decision: 22.01.2025**

Sukhwant Singh

...Petitioner

vs.

State of Punjab

...Respondent

**Coram : Hon'ble Mr. Justice N.S.Shekhawat****Present :** Mr. Karandeep Singh Sidhu, Advocate  
for the petitioner.

Mr.M.S.Bajwa, Deputy Advocate General, Punjab.

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**N.S.Shekhawat J. (Oral)**

1. The petitioner has filed the instant petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 with a prayer to grant concession of interim regular bail to him for a period of eight weeks for getting proper medical treatment in case FIR No.9 dated 17.01.2024 registered under Section 21 of NDPS Act, 1985, at Police Station Special Task Force, District STF Wing, Punjab.

2. Learned counsel for the petitioner contends that the petitioner is suffering from 70% permanent disability as he is a case of Locomotor disability and diagnosis in the present case is Bilateral THR (Total Hip Replacement) and refers to the disability certificate (Annexure P-4) in this regard. Learned counsel further contends that the petitioner has to undergo his hip replacement surgery and may be released on interim bail. He further contends that the petitioner has



been repeatedly taken to Guru Gobind Singh Medical College and Hospital, Faridkot but still his condition has not improved.

3. Medical status report by way of short affidavit of Iqbal Singh Dhaliwal, PPS, Superintendent, Central Jail, Faridkot has been filed by learned State counsel in Court today and the same is taken on record. It has been stated that a detailed medical report has been received from the Jail doctors and the relevant extract has been reproduced below:-

*“With reference to above cited subject and on the basis of medical assessment, and perusal of his medical record, it is hereby submitted:*

*That the said inmate was found to be conscious oriented to time, place and person. Patient is an old case of bilateral total hip replacement. Now Patient complained of pain bilateral hip left right side. Patient was referred to Civil Hospital Faridkot dated 09.03.2024. Patient was given treatment and was further referred to G.G.S.M.C.H. Faridkot. Patient was referred to G.G.S.M.C.H. Faridkot on dates 14.06.2024, 26.06.2024, 17.07.2024, 07.09.2024 where patient was advised to undergo relevant investigations and was managed accordingly for pain. Now on dated 18/01/2025 at GGS Medical College Faridkot, patient was advised to undergo Revision THR (Total Hip Replacement) Left Side and PAC (Pre Anesthetic Checkup) was also done for the same in which the patient was advised to undergo blood investigations and medicine review prior to the surgery. The date for surgery would be planned after the blood investigations, Medicine opinion and Review PAC. (Annexure-1). At present condition of the patient is stable and will be referred to higher center as and when required. (Annexure-R1). **“(Copy of the Medical officer report is attached as Annexure R-1/1).”***



4. I have heard the learned counsel for the parties and perused the record.

5. From the medical record, it is apparent that the petitioner has been advised to undergo blood investigations and medicine review prior to the surgery. Even the date of surgery has to be planned after a receipt of the report of blood investigation. It has also been mentioned that such surgery can be conducted only at a higher centre for medical treatment.

6. Thus, keeping in view the medical condition of the petitioner, the present petition is allowed and the petitioner is ordered to be released on interim regular bail for a period of eight weeks, subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate, concerned. The concerned Court may insist on two heavy local sureties in the present case.

6. The petitioner shall be released from the jail on 24.01.2025. He is directed to surrender before the jail authorities on 24.03.2025.

22.01.2025  
hemlata

(N.S.SHEKHAWAT)  
JUDGE

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