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CRM-M-67514-2025

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

**CRM-M-67514-2025**

**Date of decision: 02.12.2025**

**ASHOK BISHNOI**

**....Petitioner**

**Versus**

**STATE OF PUNJAB**

**....Respondent**

**CORAM:- HON'BLE MS. JUSTICE RUPINDERJIT CHAHAL**

Present:- Dr. Anand Kumar Bishnoi, Advocate  
for the petitioner.

.....

**RUPINDERJIT CHAHAL, J. (ORAL)**

1. Instant petition under Section 482 BNSS, 2023 read with Section 528 of BNSS, 2023 has been filed for grant of interim bail for 15 days to the petitioner to perform the last rites on account of death of his only real brother and further for setting aside the impugned order dated 27.11.2025 (Annexure P-3) passed by learned Judge, Special Court, Bathinda vide which the application seeking interim bail of the petitioner had been dismissed.

2. Learned counsel for the petitioner has submitted that the petitioner deserves concession of interim bail as his only real brother namely Naresh had died in a road accident on 24.11.2025. He further submits that the presence of the petitioner is essential to perform the last rites of his deceased brother who is survived by two minor children. He further submits that the father of the petitioner is aged around 75 years and is suffering from various ailments. Further, mother of the petitioner is a patient of advance stage



cancer, thus, making the petitioner's presence indispensable. Learned counsel for the petitioner further contends that the petitioner could not attend the funeral of his deceased brother being in judicial custody, however, other rituals are still pending. To support his contention he has placed on record the copy of condolence message (Annexure P-2). He further contends that the learned Trial Court had dismissed the interim bail application of the petitioner filed for performing the last rites of his deceased brother vide impugned order dated 27.11.2025 and has placed on record the copy of the order as Annexure P-3.

3. Notice of motion.

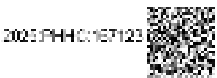
4. Mr. Ravinder Singh, DAG Punjab, present in Court accepts notice on behalf of the respondent-State. He has opposed the prayer for interim bail. He has submitted that in case the petitioner is granted interim bail, there is every likelihood that the petitioner may abscond.

5. This Court has considered the arguments of learned counsel for the parties.

6. A perusal of the record indicates that the petitioner is in judicial custody in connection with an NDPS case. The present petition is filed solely for short term interim bail on humanitarian grounds. The last rites of a deceased family member holds significant religious and social importance in our society.

7. Thus, keeping in view the peculiar facts of the present case, without commenting anything on the merits, the present petition is allowed. Impugned order dated 27.11.2025 (Annexure P-3) passed by learned Judge, Special Court, Bathinda is hereby set aside and the petitioner is

ordered to be released on interim regular bail w.e.f. 03.12.2025 till 09.12.2025



subject to his furnishing bail bonds/surety bonds to the satisfaction of the learned trial Court/Duty Magistrate/CJM concerned.

8. The petitioner will surrender before the Central Jail, Bathinda on 10.12.2025 at 10.00 A.M.

9. Copy of this order be sent to the Jail Superintendent, Central Jail, Bathinda through e-mail.

10. The present petition stands disposed of.

02.12.2025  
puneet

(RUPINDERJIT CHAHAL)  
JUDGE

- |     |                            |        |
|-----|----------------------------|--------|
| i)  | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable?        | Yes/No |