

2026:PHHC:023024



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

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CRM-M-5881-2026 (O&M)
Date of decision: 13.02.2026

Charan Dass @ Cham Das**...Petitioner****Versus****State of Punjab****...Respondent****CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present:- Mr. Ruhani Chadha, Advocate for
for the petitioner.

Ms. Sakshi Bakshi, AAG, Punjab.

MANISHA BATRA, J. (Oral)

1. Prayer in this petition, filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, is for grant of interim bail for a period of three months on medical grounds to the petitioner in case arising out of FIR No. 63 dated 28.03.2025, registered under Sections 22 and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station City Moga, District Moga.
2. It is argued by learned counsel for the petitioner that he has been arraigned as an accused in the aforementioned FIR and is lodged in Central Jail, Faridkot. He is suffering from a severe inguinal hernia and 2nd degree piles, which is now impacting his abdominal health. He has been getting treatment from jail hospital but his condition is getting deteriorating day by day. He needs specialized medical care as well as personal care, which is not possible in custody. No prejudice shall be cause to anyone, if the petitioner is released on interim bail for a limited period for the said purpose. Hence, it is urged that the petition deserves to be allowed and the petitioner deserves to be granted concession of interim bail.

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3. Medical status report and custody certificate of the petitioner have been filed. Learned State counsel has submitted that the petitioner is being provided due medical care. He is presently receiving inpatient medical care at Guru Gobind Singh Medical College and Hospital. No case for his release on interim bail has been made out. It is, thus, argued that the petition is liable to be dismissed.

4. This Court has heard the rival submissions.

5. The petitioner seeks interim bail for a period of three months on medical grounds in a case registered under Sections 22 and 29 of the NDPS Act. The primary ground urged is that the petitioner is suffering from severe inguinal hernia and second-degree piles and that his condition is deteriorating in custody. However, as per the medical status report, the petitioner is presently receiving inpatient treatment at Guru Gobind Singh Medical College and Hospital and is under regular medical supervision. There is nothing on record to indicate that the necessary medical facilities are being denied to him or that his condition cannot be managed in custody. The mere existence of an ailment, when adequate medical treatment is being provided by the State, does not ipso facto entitle an accused to the concession of interim bail. No material has been placed before this Court to show that specialized treatment is unavailable in the government hospital where he is admitted or that his continued custody would pose an imminent threat to his life. In view thereof, this Court does not find any exceptional circumstance warranting grant of interim bail for the period prayed for. Accordingly, the petition is dismissed.

13.02.2026

Waseem Ansari

(MANISHA BATRA)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No