

2026.PHHC.038334



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

113

CRM-M-62751-2025 (O&M)
Date of decision: 12.03.2026

Pardeep Kumar @ Mithi

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. Abhishek Sharma, Advocate for the petitioner

Mr. Manipal Singh Atwal, DAG, Punjab

AMAN CHAUDHARY, J. (ORAL)

1. Prayer in the present petition filed under Section 483 BNSS is for grant of regular bail to the petitioner in case FIR No.154 dated 08.10.2025 registered under Sections 21/61/85 of NDPS Act, at Police Station Tibba, District Ludhiana.

2. Learned counsel contends that the petitioner has been in custody for 1 month and 5 days. He is presently suffering from severe kidney ailment, for which a donor has been found for transplant and cross match test is also found to be negative, thus, it is a case of potential donor. He is not involved in any other case.

3. Learned State counsel on instructions from ASI Ravinder Kumar, affirms the seriousness of medical condition of the petitioner, as has been verified from the concerned hospital and is unable to controvert the submissions with regard to he being not involved in any other case.

4. Heard.

5. Considering the facts and circumstances of the case, in particular that the petitioner is not involved in any other case and is suffering from kidney ailment and being dire medical condition, his further incarceration of the would be violative of his right enshrined under Article 21 of the Constitution of India, the present petition is allowed. The petitioner is ordered to be released on regular bail, subject to furnishing bail/surety bonds to the satisfaction of trial Court/Duty Magistrate concerned, if not required in any other case and shall abide by the following conditions:-

- (i) The petitioner will not tamper with the evidence during the trial.
- (ii) The petitioner will not pressurize/ intimidate the prosecution witnesses.
- (iii) The petitioner will appear before the trial Court on each and every date fixed, unless is exempted by a specific order of Court.
- (iv) The petitioner shall not commit an offence similar to the offence of which, he is an accused, or for commission of which he is suspected of.
- (v) The petitioner shall not directly or indirectly coerce, induce, threaten or promise to any person acquainted with the facts of the case so as to dissuade him/ her from disclosing such facts to the Court or to any police officer or tamper with the evidence in any manner.
- (vi) The petitioner shall not in any manner misuse his liberty.
- (vii) The petitioner shall furnish his address and mobile number by way of an affidavit to the trial Court and not change the same till conclusion of trial and if for any reasons, he seeks to change either of the aforesaid, it shall be done only with prior information to the learned trial Court.
- (viii) The petitioner shall not leave the country without prior permission of the trial Court.
- (ix) The trial Court/Duty Magistrate may impose any other condition, as deemed appropriate while releasing the petitioner.

6. It is made abundantly clear that in case there is any breach of the aforesaid conditions, the State shall be at liberty to seek cancellation of bail as granted to the petitioner by this order.

7. In view of the above, it is clarified that the observations made

herein above are limited for the purpose of present proceedings and would not be construed as any opinion on the merits of the case and the trial would proceed independently of the aforesaid observations.

(AMAN CHAUDHARY)
JUDGE

12.03.2026

ashok

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No