

S.C. No. 7936/2016

DRI vs. Paramjit Singh Gulati & Anr.

31.08.2018

Present :- Ms. Mala Sharma, Ld. Spl. PP for DRI.

Accused Paramjit Singh in person on interim bail.

Accused Atul Kr. Aggarwal produced from JC.

Sh. Saurabh Verma and Sh. A.K. Sahu, counsel for accused Paramjit Singh Gulati.

Sh. Ajay Kr., advocate, proxy for Sh. K. Singhal, Ld. counsel for accused Atul Kr. Aggarwal.

Witnesses Sh. Partap Singh, Sh. Shobhit Jain, Sh. Ashish Vohra and Sh. Bhola Paswan are present for their examination. They are examined as **PW26, PW27, PW28** and **PW29** respectively and discharged.

Matter is also listed for consideration whether the accused Paramjit Singh Gulati should be allowed to remain interim bail till 11.09.2018 as previously ordered vide order dated 29.08.2018. Vide order dated 29.08.2018, the interim bail of the accused was extended up to 11.09.2018 in view of the letter received from Medical Board, AIIMS stating that the board would submit its report by 06.09.2018. The report was received on 29.08.2018 after adjournment of the matter.

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Accused states that the Doctor at Fortis Hospital has advised to stop PPI for seven days before conducting PH Manometry Study for the test of Hiatus Hernia. He told the Medical Board that PPI had to be stopped for seven days but the board directed him to undergo PH Manometry test on the next day without stopping PPI. According to the accused, the PH Manometry test would not reflect anything without stopping PPI. He further states that the medical papers were not supplied to him and the Board has used the documents of March 2018 whereas he was referred to the Board in July 2018. He further states that as per the opinion of Medical Board also, he has to undergo banding for rectal haemorrhoids. He submits that he should be allowed to continue on interim bail to complete his treatment. The accused also submits that Uro-Dynamic Study was done at AIIMS but the report has not been submitted.

Ld. SPP for DRI has opposed the extension. I have considered the submission and I have perused the record. The accused was referred to a Medical Board at AIIMS which is premier health institution of the country and I will go by the

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report of the board. Physically the accused appears to be in good condition. His further treatment can be done from the jail. Considering the nature of allegations against him and the bar of section 37 of NDPS Act, I am not inclined to allow him to remain on interim bail on medical ground. He is directed to surrender before the Superintendent Jail concerned on 01.09.2018 by 4 pm and he will seize to be on interim bail w.e.f. 01.09.2018. Information be sent to the Superintendent Jail concerned and Robkar be also given to the accused.

List the matter for P.E. on the date already fixed, that is **04.09.2018**.

Copy of the order be given dasti to the Ld. Counsel for accused.

(Rajesh Kumar Singh)
Special Judge-NDPS/ASJ(South)
Saket Courts/31.08.2018.