

MHPU140033222024



Sessions Case No. 190/2024

Order below Exh. 28 (Passed on this 11.12.2024)

Accused no. 2 moved this application for providing urgent medical treatment at Government Sassoon Hospital, in view of piles and bleeding therefrom continuously. It is contended that he is 42 years old and is in custody since 28/06/2024. Due to piles, he is having continuous pains and bleeding. He informed his family members the said fact and that he has lost about 15 kgs of weight. The said ailment was treated through allopathic and Ayurvedic treatment, still it is not controlled and he may require surgery. He would also require post-operative treatment. Therefore, it is requested in the application that Jail Authority be directed to shift the accused to Sassoon Hospital for surgery and all the treatment, and allowing home food during such treatment.

2) Say of APP is that no medical papers were filed. The Jail Authority has not submitted any report as to requirement of such treatment at Sassoon Hospital. In the medical Hospital of Jail, treatment facility is available. He submitted to reject the application.

3) Report called from the Superintendent of Jail after medically examining the accused for the ailment is that the Medical Officer of the Jail has submitted report dtd. 04/12/2024 which is attached thereto. The report shows that there were complaints from accused of bleeding piles since 7 to 8 months and weight loss from 4 months, and history of piles operation six years back was stated. On examination of the accused, it is diagnosed that the accused has

‘bleeding piles with weight loss.’ Medication is given to accused directing avoidance of spicy food. No referral to higher centre is recommended in view of the condition of the accused is reported stable and being under treatment in prison Hospital with advice of controlled diet.

4) Ld. Adv. for accused submitted that in view of the condition of the accused referred in the report, which is also mentioned in the application, he will be referred to the Government Hospital-Sassoon, as there is continuous bleeding and substantial weight loss suffered by the accused. He submitted that the food provided in Jail has aggravated the ailment, and therefore, accused may be examined through specialist at Sassoon Hospital for further treatment and recovery from the ailment. Ld. APP submitted that continuous bleeding for piles is opined with weight loss and treatment is provided at prison Hospital.

5) Taking into consideration the diagnosis that the accused has bleeding piles as well as weight loss who is stated to be aged 43 years, he may be referred to Sassoon Hospital as sought for treatment on the bleeding piles from the proper Surgeon/Medical Officer. Therefore, after taking into consideration the prayer made by the accused and the opinion and treatment provided at prison Hospital, the accused may be referred to the Government Hospital for further examination and treatment, if any, required for bleeding piles. Hence, the following order is passed.

ORDER

1. The application at Exh. 28 is hereby allowed to the extent that Superintendent, Yerawada Central Jail, Pune shall refer

the accused for the purpose of bleeding piles and further treatment required therefor, at Sassoon Government Hospital, Pune, and act as per the medical advice received from the said hospital.

2. Inform the Superintendent, Yerawada Central Jail, Pune accordingly.

Date : 11.12.2024

(Vijay C. Barde)
Additional Sessions Judge,
Baramati.