

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

Crl. Misc. No. M-32454 of 2014

Date of decision: 29.01.2015

Mandeep Singh

...Petitioner

versus

State of Punjab

...Respondent

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Vijay Rana, Advocate,
for the petitioner.

Mr. Gurvir Sidhu, AAG, Punjab.

Mr. Sandeep Arora, Advocate,
for the complainant.

RITU BAHRI, J.

This petition under Section 439 Cr.P.C is for grant of regular bail to the petitioner in case F.I.R No. 120 dated 01.08.2014, under Sections 279, 304-A, 304 IPC, registered at Police Station, Division No.2, Jalandhar, District Jalandhar.

As per the allegation in the FIR (Annexure P-1/T), son of the complainant namely Arush Arora, aged about 4½ years, fell down and crushed under the rear tyres of school bus bearing registration No.PB-08-AE-9153. The said bus was being driven by Jagdeep Singh son of Baldev Singh, who was not carrying an appropriate licence to drive a heavy vehicle. Resultantly, a case under Sections 279 and 304-A IPC was registered by the police. Mandeep Singh-petitioner was conductor of the said bus and his conduct was negligent, as he did not close the door of the bus in a proper manner. Subsequently, Section 304 IPC was added in the FIR.

The petitioner has been in custody since 01.08.2014.

Learned State counsel, on instructions from ASI Simranjit Singh, has informed the Court that after presentation of challan, charges have been framed against the accused-petitioner on 19.11.2014 and there are 15 prosecution witnesses, to be examined in this case.

Heard.

Keeping in view the period of incarceration of the petitioner and the fact that trial may still take some time to conclude, this court feels that there is no need to detain the petitioner any longer. Accordingly, this petition is allowed and petitioner is ordered to be enlarged on bail to the satisfaction of trial Court/Chief Judicial Magistrate/Duty Magistrate, Jalandhar.

(RITU BAHRI)
JUDGE

29.01.2015
ajp