

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

***CRM No.M-16180 of 2016 (O&M)
Date of Decision: 17.05.2016***

Baljinder Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- By post.

Mr. K.D. Sachdeva, Additional Advocate General, Punjab.

....

TEJINDER SINGH DHINDSA.J.

An application dated 19.03.2016 preferred by Baljinder Singh who is currently confined at District Jail, Hoshiarpur has been treated as a criminal miscellaneous petition under Section 439 Cr.P.C. and accordingly has been listed before this Court.

Learned State counsel upon instructions from HC Satish Kumar would apprise the Court that an accident occurred on 11.04.2013 wherein Baljinder Singh was the Driver of the Tata commercial vehicle and in such accident one Gagan Kumar lost his life. Accordingly, FIR No.43 dated 12.04.2013 under Sections 279/304-A IPC was registered at Police Station Model Town, District Hoshiarpur.

Petitioner was arrested on 15.04.2013 and was admitted to bail on the following day.

Investigation in the case was completed, challan presented and even charges were also framed.

It so transpires that during the course of trial, the petitioner absented on 30.11.2015.

Thereafter, the petitioner has surrendered and is now in custody since 29.01.2016.

Against the brief factual backdrop noticed hereinabove and without making any observations on merits, petitioner is held entitled to the benefit of bail.

The present petition is allowed. Petitioner be enlarged on bail subject to satisfaction of the trial Court/Duty Magistrate, Hoshiarpur.

Disposed of.

17.05.2016

harjeet

(TEJINDER SINGH DHINDSA)
JUDGE