

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-20354-2016

Date of decision: July 11, 2016.

Rakesh Kumar

... **Petitioner**

v.

State of Punjab

... **Respondent**

CORAM: **HON'BLE MR. JUSTICE A.B. CHAUDHARI**

Present: Shri Vishavjeet Singh, Advocate for the petitioner.

Ms. Rimplejeet Kaur, Assistant Advocate General, Punjab.

1. *Whether Reporters of local papers may be allowed to see the judgment ?*
2. *Whether to be referred to the Reporters or not ?*
3. *Whether the judgment should be reported in the Digest?*

A.B. Chaudhari, J. (Oral):

Heard Learned Counsel for the rival parties. In FIR No.123 dated 9.5.2016 under Sections 302, 323, 341, 427, 149, 120-B IPC, registered at Police Station Salem Tabri, District Ludhiana, the allegation is that the applicant and others had made a stone pelting on the car of the deceased Harish Arora and one stone with its corner hit the forehead as a result of which the car driver received a fatal injury and he died. These facts themselves demonstrate prima facie that the offence could be at the most culpable homicide not amounting to murder. In that view of the matter, since the applicant is in jail for the last one year and two months, the present petition is allowed and the petitioner is ordered to be released on

bail in the FIR in question on his furnishing bail bonds in the sum of Rs.10,000/- with one surety of the like amount to the satisfaction of Chief Judicial Magistrate, Ludhiana.

July 11, 2016.
kadyan

[A.B. Chaudhari]
Judge