

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

CRM-M No. 39784 of 2015 (O&M)

Date of Decision: 07.01.2016

Parveen

..... Petitioner

Versus

Union Territory, Chandigarh

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Simranjeet Singh Sarwara, Advocate
for the petitioner.

Mr. G.S. Chahal, A.P.P., U.T., Chandigarh
for the respondent, assisted by ASI Sunil Kumar.

JASWANT SINGH, J. (ORAL)

Prayer is for grant of regular bail on behalf of the petitioner in case FIR No. 214, dated 02.06.2015 for offence punishable under Section 304 of the Indian Penal Code, registered at Police Station East Sector-26, Chandigarh.

As per allegations, on the night of 22.02.2015, in a marriage function, Santosh Naik (since deceased) had suffered injuries inflicted with *Dandas* and *Lathi* by the present accused/petitioner-Parveen and co-accused-Golu and Ombir. The matter was amicably settled therein then. Subsequently on 01.03.2015, the said Santosh Naik suffered complication and thereafter died.

It is contended that the deceased had died after a period of eight days' and probably due to not taking care of the injuries. It is further contended that the petitioner is in custody since 19.09.2015 and investigation qua him is over.

Learned APP for Union Territory, Chandigarh, assisted by ASI Sunil Kumar does not refute the above said factual contention and states that the case is at the stage of recording of prosecution evidence.

Without commenting on the merits of the case, keeping in view the facts noticed above and custody period of the petitioner, no useful purpose would be served by keeping the petitioner/accused in custody since the trial is not likely to be concluded in near future, the present petition is allowed and the petitioner is ordered to be released on bail subject to satisfaction of Chief Judicial Magistrate/Duty Magistrate concerned.

Disposed of.

January 07, 2016

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**(JASWANT SINGH)
JUDGE**