

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-9011 of 2016(O&M)

Date of decision : 26.04.2016

Satpal Singh

... Petitioner

versus

State of Punjab

... Respondent

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Naresh Kaushal, Advocate for the petitioner

Ms. Harsimrat Rai, DAG Punjab

ANITA CHAUDHRY, J. (ORAL)

Crl. Misc. No. 13280 of 2016

Application is allowed and statement of PW-7 Dr. Sunny Mehta as Annexure P-8 is taken on record.

Crl. Misc. No. M-9011 of 2016

The petitioner is seeking regular bail in FIR No. 111 dated 17.08.2015 registered at Police Station Kharar, District SAS Nagar (Mohali) under Section 304-B/34 IPC (later on converted/charged under Section 306 read with Section 34 IPC with an alternative charge under Section 302 read with Section 34 IPC).

Learned counsel for the petitioner contends that this is a second petition and the first petition was withdrawn in January 2016 as at that time FSL report was not received. It was urged that there were no injuries on the body and no opinion was given as the report of the FSL had not been received then. He further states that FSL report has been received and no poison was found and the statement of the Medical Officer has been taken and it was placed on record and death was on account of cardiac arrest.

Learned State counsel submits that petitioner was arrested on 17.08.2015 and the complainant and his wife have been examined.

The cause of death given by the Medical Officer is cardiac arrest. The complainant and his wife have been examined.

Without commenting anything on the merits of the case and considering the fact that the trial will take time to conclude, the petition is allowed and the petitioner is ordered to be released on bail on his furnishing adequate bonds to the satisfaction of the trial Court/Duty Magistrate.

(ANITA CHAUDHARY)
JUDGE

April 26, 2016