

CRM NO. M-21555 of 2017 (O&M)

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM NO. M-21555 of 2017 (O&M)
DECIDED ON : 25.09.2017

Kashmir Chand @ Kashmir Singh

...Petitioner

versus

State of Punjab

...Respondent

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Mr. Vikasdeep Singh, Advocate for the petitioner.

Ms. Seena Mand, Deputy Advocate General, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No. 39 dated 14.05.2017, under Sections 304, 279, 337, 338, 427 IPC, registered at Police Station Fattu Dyinga, District Kapurthala.

Learned counsel for the petitioner contends that the allegations in the FIR are that he was rashly driving his car which met with an accident and two scooterists were killed. He further contends that although in the FIR it is mentioned that the petitioner was under the influence of liquor but the petitioner was medically examined within an hour of the incident, which did not reveal that he was under the influence of alcohol. It is further contended that petitioner also received serious head injuries in the accident.

This Court vide order dated 17.07.2017, had directed the petitioner to join investigation and on his doing so, he was to

be released on ad-interim bail to the satisfaction of Arresting/Investigating Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, upon instructions from ASI Jagga Singh states that in pursuance to the order dated 17.07.2017 the petitioner has joined investigation and is not required for custodial interrogation.

In view of the above and without expressing any opinion on the merits of case, the order dated 17.07.2017, granting ad-interim bail to the petitioner, is hereby made absolute. However, the petitioner shall abide by the conditions envisaged under Section 438(2) Cr.P.C.

The petition stands disposed of accordingly.

September 25, 2017
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(ANUPINDER SINGH GREWAL)
JUDGE

<i>Whether speaking/reasoned?</i>	<i>Yes</i>
<i>Whether reportable?</i>	<i>No</i>