

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM No. M-27507 of 2017
Date of Decision : 04.08.2017

Bhupinder

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: *HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL*

Present: Mr. Kunal Dawar, Advocate for the petitioner.

Mr. Vikramjit Singh, Additional Advocate General, Haryana.

Anupinder Singh Grewal, J.(Oral)

The petitioner is seeking regular bail in FIR No. 76, dated 13.03.2017, under Sections 302, 34 IPC (Section 302 IPC deleted and Section 304 IPC added later on), registered at Police Station Bahin, District Palwal.

Learned counsel for the petitioner contends that as per the FIR, the petitioner was only sitting in the Car being driven by Lokesh, who had run over a child of 10 months. He further contends that two other co-accused, namely, Om Bir and Dev Dutt, who were also sitting in the Car like the petitioner, were found innocent during investigation. He also contends that the petitioner is 21 years old and was a student of B.Sc. II year at the time of the incident. He has been in custody ever since the date of his arrest on 16.03.2017. Learned counsel also contends that earlier FIR was registered under Section 302 IPC but later on Section 302 IPC was deleted

and Section 304 IPC was added.

Learned Stated counsel upon instructions from SI Shiv Kumar states that the petitioner was sitting in the Car, which was driven by co-accused, Lokesh.

Heard.

The petitioner is stated to be sitting in the Car being driven by co-accused Lokesh, who had run over a child of 10 months. Two other persons, who were also sitting in the Car, have been found innocent. The petitioner is 21 years old student and he has been in custody for over 04 months. I deem it a fit case to grant concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner, namely, Bhupinder is ordered to be released on regular bail on his furnishing requisite bail bonds to the satisfaction of the trial Court/Duty Magistrate.

(ANUPINDER SINGH GREWAL)
JUDGE

August 04, 2017
kanchan

Whether speaking/reasoned? Yes

Whether reportable? No