

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

CRM-M-625 of 2016

Date of Decision: February 03, 2017

Lakhvir Singh @ Lakha

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. SPS Sidhu, Advocate
for the petitioner.

Mr. Gurinderjeet Singh, DAG, Punjab
assisted by ASI Lakhbir Singh, P.S. Ghall Khurd,
Ferozepur.

FATEH DEEP SINGH, J.

The allegations against the petitioner in this regular bail application under Section 439 Cr.P.C. are that on 24.09.2015 dead body of Simerpreet Singh was found lying in the fields and it has subsequently transpired that the petitioner was instrumental in injecting him with an intoxicant resulting in his death.

The contention of the learned counsel for the petitioner that there is no semblance of evidence either an eye-witness account or any medical evidence to establish the cause of death due to the overdose of alleged intoxicating substance.

Learned State counsel has readily accepted the fact that even the report of Analyst has also ruled out the presence of poison and, thus, he is not in a position to state positively as to the likely cause of death

which is not forthcoming from the records available with him.

The petitioner as per his own contention is in custody since 16.10.2015 and that the trial is not likely to be concluded in near future and no useful purpose would be served by keeping the petitioner behind the bars, without adverting anything on the merits of the case on account of lack of evidence, the present petition for grant of regular bail is allowed. Petitioner be admitted to bail to the satisfaction of the trial Court.

(FATEH DEEP SINGH)
JUDGE

February 03, 2017
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No