

CRM-M-27830-2018

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

CRM-M-27830-2018

Date of Decision: 12.07.2018

Sunil

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Rahul Jaswal, Advocate,
for the petitioner.

Mr. Vikas Chopra, DAG, Haryana.

INDERJIT SINGH, J.

Petitioner-Sunil has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.114 dated 12.05.2017, registered at Police Station Israna, District Panipat, under Sections 307 and 34 of IPC and Sections 302, 201 and 34 of IPC added later on.

Notice of motion has been issued. Learned State counsel has appeared and contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

From the record, I find that FIR, in the present case, has been registered on the statement of complainant-Surender. As per the prosecution version, on 11.05.2017, complainant's son namely Prince @ Bunt (since deceased), Vinod, Sandeep, Sunil (present petitioner) and

CRM-M-27830-2018

Sonu had gone to canal and after consuming liquor and eating meat etc., they started taking bath there. Prince @ Bunty did not know swimming and he was told to take bath by holding a rope and while taking bath, he drowned in the canal. However, the present petitioner alongwith co-accused had not informed the family members of the complainant about the said incident.

The petitioner has been in custody since 14.05.2017. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case. Moreover, co-accused Vinod has already been granted the benefit of regular bail by this Court vide order dated 15.05.2018 passed in CRM-M-19850-2018.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail; without expressing any opinion on the merits of the case and on the ground of parity also, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

12.07.2018

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No