

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Criminal Misc. No. M-34281-2018

Date of Decision: 16.08.2018

Sandeep Singh

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Manbir Singh Basra, Advocate for the petitioner.

Mr. Pawan Sharda, Sr. DAG, Punjab.

...

Inderjit Singh, J.

Petitioner Sandeep Singh has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.53 dated 02.06.2018, registered at Police Station Sri Hargobindpur, District Gurdaspur, under Sections 304 and 34 of Indian Penal Code.

Notice of motion has been issued. Learned State counsel 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.

As per the FIR, present petitioner Sandeep Singh, who was friend of deceased Gurpreet Singh @ Gopi, came to his house on white colour Ford Fiesta car bearing No. PB-10-CL-0509 and took Gurpreet Singh @ Gopi with him in his vehicle. At about 10:30 AM, the complainant had received a telephone call of his uncle Jasbir Singh (father of the deceased) that the health of Gurpreet Singh @ Gopi has deteriorated and that Sandeep

Singh has taken him to Sri Guru Ram Dass Hospital, Amritsar for his treatment. On hearing this, the complainant along with his father reached the hospital, where the doctor declared Gurpreet Singh @ Gopi dead. As per the allegation in the FIR, he has died due to overdose of drugs or due to taking some wrong medicine or due to negligence of Sandeep Singh.

The challan has already been presented. The petitioner has been in custody since 06.06.2018. 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.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail; in view of the FSL report that no poison etc. has been detected; without expressing any opinion on the merits of the case, 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.

16.08.2018
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No