

CRM-M-35493-2018

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

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Date of Decision: 26.09.2018

Ronki Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Munish Puri, Advocate,
for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

INDERJIT SINGH, J. (Oral)

Petitioner has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.03 dated 09.01.2017, registered at Police Station Kanwan Pathankot, under Sections 304, 279, 337, 338 and 427 of the Indian Penal Code and Sections 181 and 185 of the Motor Vehicles Act, 1988.

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-Parveen Kumar. As per

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the allegations, the truck driver (present petitioner) had intentionally hit the motorcycle on which brother of complainant and one Baldev Raj were riding. Both of them had died due to the injuries. It is also mentioned in the FIR that driver of the truck was in drunken condition and the truck also hit with an auto-rickshaw due to which some passengers also received injuries.

The petitioner has been in custody since 10.01.2017. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of the case may take a 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 and 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.

26.09.2018
parveen kumar

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes
Whether reportable	:	No