

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Criminal Misc. No. M-40453-2018

Date of Decision: 20.09.2018

Dharampal @ Sunny

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Sant Pal Singh Sidhu, Advocate for the petitioner.

Mr. Pawan Sharda, Sr. DAG, Punjab.

...

Inderjit Singh, J.

Petitioner Dharampal @ Sunny has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.140 dated 03.07.2018, registered at Police Station City Ferozepur, District Ferozepur, under Section 304 of Indian Penal Code, 1860.

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.

From the perusal of the FIR, I find that neither the present petitioner is named in the FIR nor any specific allegation has been levelled against him. In the present case, Tony son of Sadik had died due to taking of excess intoxicant and it has been mentioned in the FIR that he was getting the same from other accused, namely, Saleem @ Natta etc.

As per learned State counsel, during investigation it has been

found that the present petitioner used to give the injections of intoxicant to

so many persons.

The petitioner has been in custody since 10.07.2018. 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 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.

20.09.2018
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No