

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

Crl. Misc. No. M-4209 of 2018

Date of Decision: 13.03.2018

Karan Singh

.....Petitioner

vs.

State of Haryana

.....Respondent

BEFORE:- HON'BLE MR. JUSTICE SUDHIR MITTAL

Present:- Mr. Keshav Pratap Singh, Advocate,
for the petitioner.

Mr. Nishchal Singh Mann, AAG, Haryana.

SUDHIR MITTAL, J. (Oral)

The petitioner seeks regular bail in case FIR No. 189 dated 3.5.2017 registered at Police Station Sadar Dadri, District Charkhi Dadri under Sections 279/304 IPC.

Learned counsel for the petitioner contends that in a road accident, three people, who were travelling on a motorcycle, have died and charge has been framed under Section 304 Part II IPC. As the deaths were accidental in nature, therefore, charge under Section 304-A IPC should have been framed.

Learned State counsel, on the other hand, submits that three young lives have been snuffed out and bottle of liquor was also recovered from the offending truck.

In response to the allegations regarding recovery of liquor, learned counsel for the petitioner submits that no medical examination of the petitioner was conducted. He contends that the petitioner was not under the influence of liquor

at the time when the accident took place.

It is not in dispute that the investigation in the case is complete and challan has been presented in Court. Out of 28 witnesses, 12 witnesses have been examined and, therefore, completion of the trial may take some time.

Without commenting on the merits of the controversy, it would be just and appropriate to release the petitioner on regular bail as no useful purpose would be served by keeping him in custody any longer.

The petition is allowed. The petitioner is directed to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the trial Court.

March 13, 2018
poonam

(SUDHIR MITTAL)
JUDGE

Whether Speaking/Reasoned : Yes

Whether referred to Reporters : No