

207

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

**CRM-M-4461-2018
Date of Decision: 20.02.2018**

Jagsir Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. J.S. Sandhu, Advocate,
for the petitioner.

Ms. Rajni Gupta, Sr. DAG, Punjab.

SUDIP AHLUWALIA J. (ORAL)

The instant petition has been filed under Section 439 of the Cr.P.C. seeking regular bail in case FIR No.176 dated 19.10.2017, under Section 304 of the IPC, registered at Police Station Nehianwala, Bathinda District Bathinda.

[2]. The petitioner was arrested in this case on 20.10.2017 and has remained in detention for four months now. Investigation already completed and challan already submitted under Section 304 of the IPC.

[3]. Perusal of the FIR goes to show that there is no allegation of the petitioner having attacked the deceased victim with any weapon at all. The Postmortem Report available is silent on the cause of death, whereas the final opinion of the Medical Board dated 13.01.2018 (Annexure P-2) mentions about death of the victim by natural causes.

[4]. In these circumstances, without commenting upon the merits of the prosecution evidence or the likely outcome of the trial independently, at this stage, further detention of the petitioner is not justified. He is ordered to

be released on regular bail subject to appropriate terms and conditions to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.

[5]. Disposed off.

20.02.2018

Bhumika

**(SUDIP AHLUWALIA)
JUDGE**

1. Whether speaking/reasoned: Yes/No
2. Whether reportable: Yes/No