

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

203

CRM-M-985-2017

Date of Decision: February 14, 2018

Daulat Ram

.....Petitioner(s)

versus

State of Punjab

.....Respondent(s)

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

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

Mr. Amandeep Singh Gill, Sr. DAG, Punjab.

Sudhir Mittal, J. (Oral)

The petitioner seeks grant of regular bail in FIR No.156, dated 10.08.2015, under Sections 365, 342 IPC and Sections 364-A, 302, 148, 149 IPC (added later on) registered at P.S. Sadar Fazilka, District Fazilka.

2. Learned counsel for the petitioner submits that the role attributed to the petitioner is that he called the deceased to his house on the pretext of some land deal and thereafter illegally confined him and demanded a sum of ₹ 5 lacs from his brother. His contention is that the petitioner got the deceased admitted to the hospital and the latter died as a result of cardiac arrest due to acute diabetes and renal failure. In this regard, he has made reference to the statement of Dr. Ramesh Jain, (PW 1). He further, submits that the petitioner has been in custody since 18.09.2015 and that the investigation is complete.

3. Learned State counsel admits the fact that the petitioner got the deceased admitted in the hospital but he submits that at the time of admission, he was told to take the deceased to some other hospital as there were complications but the deceased was just left with the hospital authorities.

4. Whether the petitioner was responsible for the death of the deceased in any manner or not, will be determined at the time of trial. As per the admitted facts, no injury is attributable to the petitioner and the investigation in the case, is complete. Moreover, the petitioner has been in custody for the last two years, four months and twenty one days.

5. In view of the above, this petition is allowed and the petitioner-Daulat Ram is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of learned trial Court/Area Magistrate/Duty Judicial Magistrate concerned at Fazilka.

February 14, 2018
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[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned :	Yes/No
Whether Reportable :	Yes/No