

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Sr. No.214

CRM-M-3330-2019 (O&M)

Date of decision : 30.1.2019

Sunil Kumar

..... Petitioner

VERSUS

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. SK Yadav, Advocate, for the petitioner.

Mr. D.R. Singla, DAG, Haryana

SUDHIR MITTAL, J. (Oral)

The petitioner seeks regular bail in case FIR No.128 dated 7.6.2018, registered at Police Station Ateli, District Mahendergarh, under Section 302 IPC.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated because the allegations in the FIR are that the petitioner and his co-accused gave fist and leg blows to the deceased person resulting in his death, but the medical record indicates that the person died due to a pre-existing heart condition and consumption of excessive alcohol. The petitioner has been in custody since 20.7.2018 and 06 PWs still remain to be examined. The trial is not likely to be concluded at an early date. Co-accused, namely, Usha, has been granted regular bail by this Court vide order dated 21.12.2018 passed in CRM-M-55203-2018 and therefore, the petitioner may be released on regular bail.

The factual submissions made by counsel for the petitioner have not been controverted by learned State counsel.

Keeping in view the facts and circumstances of this case, I deem it appropriate to allow this petition. Accordingly, the petition is allowed and petitioner-Sunil Kumar, is ordered to be released on bail on his

furnishing bail and surety bonds to the satisfaction of the trial Court concerned.

(SUDHIR MITTAL)
JUDGE

30.1.2019
Ramandeep Singh

Whether speaking / reasoned

Yes / No

Whether Reportable

Yes/ No