

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

**CRM-M No.13318 of 2019 (O&M)  
Date of decision : 29.05.2019**

Rajinder Singh

..... Petitioner

versus

State of Punjab

..... Respondent

**CORAM : HON'BLE MR.JUSTICE AJAY TEWARI**

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Present : Mr. Atul Goyal, Advocate  
for the petitioner.

Ms.Amarjit Kaur Khurana, DAG, Punjab.

Mr. APS Gill, Advocate  
for the complainant.

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**AJAY TEWARI, J. (Oral)**

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case F.I.R. No.261 dated 02.12.2018 registered under Sections 304/427/ IPC (Sections 337/338/279 IPC added later on) at Police Station Dehlon, District Ludhiana.

As per the counsel for the petitioner it was an accident and the petitioner has been in custody for 5 months & 24 days.

Custody certificate dated 29.05.2019 filed by way of affidavit of Iqbal Singh Dhaliwal, Deputy Superintendent, Central Prison, Ludhiana on behalf of State is taken on record. Copy supplied to the counsel opposite. As per custody certificate the petitioner has been in custody for

Learned counsel for the complainant and learned State counsel state that had it been a case of accident, it would not have been so serious but this was a case where the petitioner was dead drunk during the day and it was because of his drunkenness that this accident has taken place.

Be that as it may and keeping in view the above facts and the period of incarceration already suffered by the petitioner and without going into the merits of the case, I deem it appropriate to release the petitioner on regular bail to the satisfaction of the concerned CJM/Illaqa Magistrate/Duty Magistrate.

Ordered accordingly.

Petition stands allowed.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

**29.05.2019**

*pooja sharma-I*

**( AJAY TEWARI )  
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No