

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

CRM-M-45421-2018

Date of Decision: 11.01.2019

Vasu Verma and another

... Petitioners

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Ms. Kiran Bala Jain, Advocate for the petitioners.

Mr. Sharad Kumar Yadav, DAG, Haryana.

INDERJIT SINGH, J.

Petitioners Vasu Verma and Hardit Verma have filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.41 dated 16.05.2018, registered at Police Station Naggal, District Ambala, under Sections 201, 302 and 328 of the Indian Penal Code, 1860.

Notice of motion was issued.

Learned State counsel appeared and contested the instant petition.

I have heard learned counsel for the petitioners as well as learned State counsel and gone through the record.

As per the prosecution version, deceased Shubham @ Golu had accompanied the present petitioner along with other co-accused for taking the drugs in the rented house where motive is stated to be that he refused to pay the share of his drug; then all the accused including the petitioner had given overdose to him and he died. The doctor after the post

mortem report and FSL report has also stated that cause of death could not be ascertained in the present case. PW1 Harvinder Singh @ Monu witness of last seen, as submitted by learned counsel for the petitioners, has turned hostile and also not supported the prosecution version.

The petitioners have been in custody since 17.05.2018. They are not required for any investigation or interrogation purposes as they are in judicial custody. The trial of the case may take long time. No useful purpose will be served by keeping them in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioners are ordered to be released on bail subject to their furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount each to the satisfaction of the trial Court/Duty Magistrate.

11.01.2019*jasmine kaur***(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned : Yes
Whether reportable : No