

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

CRM-M-27455-2019 (O&M)

Date of decision : 08.07.2019

Lucky Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. P.K.S. Phoolka, Advocate for the petitioner.

Mr. Bhupender Beniwal, AAG, Punjab.

ANIL KSHETARPAL, J. (ORAL)

Prayer in the petition is to grant regular bail to the petitioner in FIR No.02 dated 02.01.2019 registered under Sections 307, 34 of the Indian Penal Code at Police Station Civil Lines, District Bathinda.

Learned counsel for the petitioner contends that the petitioner has been falsely implicated in the case as the injuries were suffered due to consumption of liquor by the injured and he fell due to imbalance. He further submits that the investigation has been completed and challan has been presented and the petitioner is in judicial custody for the last more than 6 months.

On the other hand, learned counsel appearing on behalf of the State on instructions from ASI Satpal Singh, has submitted that there is no report of consumption of alcohol by the injured.

On the other hand, learned counsel for the petitioner has

pointed out that learned Special Court has noticed that when the injured was taken to Trauma Centre at PGI, Doctor had reported that he smelled the odor of alcohol.

Without commenting on the merits of the case and keeping in view the fact that the petitioner is in custody for the last more than 6 months and investigation have already been completed, therefore, the petitioner is directed to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.

Accordingly, the present petition is allowed.

08.07.2019

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No