

In the High Court of Punjab and Haryana at Chandigarh

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**CRM-M-32662-2019 (O & M)
Date of Decision: October 29, 2019**

CHAMKOR SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Akhilesh Vyas, Advocate for the petitioner.

Mr. K.K. Bheniwala, Addl. AG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking regular bail in FIR No. 59, dated 04.07.2018, under Sections 304, 201 and 120-B of the Indian Penal Code ('IPC' - for short), registered at Police Station Khilchian, District Amritsar.

Learned counsel for the petitioner contends that there is unexplained delay of 03 months in lodging the FIR wherein it is alleged by the father of the deceased that his son was habitual in consuming intoxicant drugs and the petitioner along with others had administered intoxicant injection which resulted in the death of his son. He further contends that there is no prima facie evidence which would connect the petitioner with the commission of offence. The petitioner is in custody for over 01 year and 03 months and the conclusion of the trial is likely to take sometime.

Learned State counsel upon instructions from ASI Sarabjit Singh states that although the charges have been framed but none of the 19 prosecution witnesses has been examined so far.

Heard.

In view of the submissions of learned counsel for the petitioner especially when there is delay of 03 months in lodging the FIR, the petitioner is in custody for over 01 year and 03 months and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

October 29, 2019

A.Kaundal

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