

229 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-2536-2020 (O&M)

Date of decision-27.01.2020

Darshandeep Singh @ Darshni

....Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Nakul Sharma, Advocate for
Mr. M.S.Sachdev, Advocate for the petitioner.

Mr. Prabhjot Singh Walia, AAG, Punjab.

MANOJ BAJAJ, J.

CRM-2259-2020

Application is allowed as prayed for.

Main case

Petitioner-Darshandeep Singh @ Darshni has prayed for grant of regular bail under Section 439 Cr.P.C in case FIR No.240 dated 03.09.2018 registered under Section 304 of Indian Penal Code, 1860 at Police Station Division No.6, Jalandhar, District Jalandhar. The petitioner is in custody since his arrest on 10.09.2018.

The FIR was lodged on the basis of secret information that at the backside of Pal Hospital at Ravi Das Park, one boy, namely, Jaspreet Singh @ Jassa, was lying dead near the electricity pole. The cause of death was described overdose of intoxicant substance.

Learned counsel for the petitioner contends that the victim died

of over dose of drugs, who was a drug addict. He submits that the petitioner is not named in the FIR, and investigation of the case is complete, therefore, further custody of the petitioner is not necessary. He has further invited the attention of the Court to Annexure P-3 whereby concession of regular bail has already been extended to co-accused-Deepak by this Court.

On the other hand, learned State counsel assisted by ASI Chand Singh has opposed the prayer, however, it is not disputed that the investigation of the case is complete. He has apprised the Court that out of total 18 prosecution witnesses, only 03 witnesses have been examined so far. The case is fixed for 07.02.2020 before the trial Court for examination of the remaining witnesses.

After hearing learned counsel for the parties, this Court is of the opinion that the trial of the case is likely to consume considerable time, therefore, further custody of the petitioner may not be justified, particularly when the investigation is complete. Resultantly, without meaning any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court concerned.

The petition is allowed.

27.01.2020

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Whether speaking/reasoned :
Whether Reportable :

Yes
Yes

(MANOJ BAJAJ)
JUDGE

No
No