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

**CRM-M-6410-2020 (O&M)
Date of Decision: 18.02.2020**

ROHIT KUMAR

.....Petitioner

Vs

**STATE OF PUNJAB THROUGH SENIOR SUPERINTENDENT
OF POLICE, PATIALA**

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Ashish Verma , Advocate
for the petitioner.

Mr. J.S. Ghumman, D.A.G., Punjab.

RAJ MOHAN SINGH, J.(Oral)

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.151 dated 01.07.2018 registered under Sections 304, 323, 148, 149 IPC at Police Station Civil Lines, Patiala.

As per allegations in the FIR, on 5th June 2018, a quarrel took place between the son of the complainant namely Supinder Singh on one hand and accused Rohit, Rajindar Kumar Rammu and Gaurav along with 2/3 unknown persons on the other hand. The accused party alleged to have given several injuries on stomach, left arm and other body parts of son of the

complainant. Supinder Singh was hospitalized on 06.06.2018. On 06.06.2018, statement of Supinder Singh was recorded by ASI Gurmeet Singh, wherein he did not implicate the petitioner.

The FIR came to be registered on 01.07.2018, where general allegations were made against all the accused persons namely Rohit, Rajindar Kumar Rammu, Gaurav and 2/3 unknown persons. Supinder Singh after his admission on 06.06.2018 was discharged from the Hospital on 19.06.2018 in a satisfactory condition. Thereafter, he was again hospitalized on account of some problem and he was brought dead on 30.06.2018. The cause of death is stated to be Septicemia

Learned counsel for the petitioner submitted that the Supinder Singh died for want of timely medical aid and negligence on the part of his family members. Co-accused Aman Kumar and Gaurav Kumar have already been granted regular bail by the High Court vide order dated 19.09.2019 passed in CRM-M No.321 of 2019.

Learned counsel further submitted that at one point of time, petitioner absconded from the trial, but ultimately he surrendered and now he is in custody since 07.11.2019.

Learned State counsel on instructions from ASI Ram Singh submitted that the challan has been presented and charges have been framed. Out of total 18 prosecution

witnesses, no witness has been examined so far.

Looking to the facts of the case, at this stage without making any observation on the merits of the case, I deem it appropriate to consider the case of the petitioner on parity with that of co-accused, who have been granted regular bail vide order dated 19.09.2019 passed in CRM-M No.321 of 2019.

In view of above, petition is allowed. Petitioner is ordered to be released on bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

February 18, 2020

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**(RAJ MOHAN SINGH)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No