

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

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CRM-M-13818-2020

Date of decision : 28.09.2020.

Jagtar Singh @ Tara Singh

... Petitioner

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Vipin Mahajan, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking regular bail in FIR No.113, dated 13.06.2017 under Sections 302 & 34 IPC, registered at Police Station Civil Lines, Police District Batala, District Gurdaspur.

Learned counsel for the petitioner contends that the allegations in the FIR are that the petitioner along with co-accused Indu and Gurdev Singh had forcibly administered poison to the deceased. He, however, contends that the post-mortem report indicated that the deceased had died due to consumption of organo phosphorous compound and it is not possible to administer it forcibly due to pungent odour. He also contends that there were no other injuries on the person of the deceased. The body of the deceased was alleged to have been recovered from the house of the petitioner which had been locked for two days. He also contends that the co-accused, namely, Indu and Gurdev Singh have been granted regular bail in CRM-M-32008-2019 on 21.07.2019 and CRM-M-14867-2018 on 06.06.2018 respectively. He also contends that the application of the public prosecutor for recalling PW-1 had

been allowed but he is yet to be examined. The petitioner is in custody for over 03 years and 03 months since his arrest on 25.06.2017.

Learned State counsel, upon instructions from SI Balbir Singh, contends that all the prosecution witnesses have been examined and only the summoned witness remains to be examined.

Heard through video conferencing.

In view of the submissions of the learned counsel for the petitioner, especially when the petitioner is in custody for over 3 years and 3 months, the co-accused namely Indu and Gurdev Singh have been granted regular bail, the COVID-19 pandemic 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

September 28, 2020

Swarnjits

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