

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

(1) CRM-M-3661 of 2021.
Decided on:- March 25, 2021.

Vinod Singh @ Johny Rawat.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

(2) CRM-M-12687 of 2021.

Money @ Paris @ Rohit Jain.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

Present:- Mr. B.R. Rana, Advocate
for the petitioner in CRM-M-3661-2021.

Mr. Raj Karan Singh, Advocate for
Mr. Abhinav Gupta, Advocate
for the petitioner in CRM-M-12687-2021.

Mr. H.S. Sitta, A.A.G., Punjab.

HARI PAL VERMA, J. (Oral)

This order shall dispose of the aforesaid two petitions under Section 439 Cr.P.C. for grant of regular bail filed by petitioners Vinod Singh @ Johny Rawat and Money @ Paris @ Rohit Jain, as the same have arisen from common FIR No.211 dated 14.08.2020 under Section 304 read with Section 34 IPC registered at Police Station Division No.6, District Ludhiana.

However, for convenience and clarity, the detailed order is being passed in **CRM-M-3661 of 2021** titled as **Vinod Singh @ Johny Rawat Versus State of Punjab.**

The aforesaid FIR was registered against the petitioners on the statement of complainant Rajesh Kumar. As per the FIR, on 12.08.2020 at about 12.30 P.M., Sahil Singla (since deceased), who was son of the complainant, left the home by saying that his Aadhar Card has been lost and he is going to obtain the photocopy of the same. He also took Rs.45,000/- from the house in order to deposit in the bank, but he did not return back. At about 07.30 P.M., the complainant called his son through phone, but he replied that he is coming after some time, but thereafter, he did not return and even his phone was found switched off. Thereafter, on 13.08.2020 at about 05.30 P.M., the complainant received information that his son Sahil Singla is lying unconscious in the area of Gurpal Nagar, Ludhiana and the police had taken him to ESI Hospital, Ludhiana, where his son Sahil Singla had expired.

The allegations against the petitioners are that they forcibly provided intoxicant substance to Sahil Singla and gave overdose of the same to him due to which he had expired. Moreover, the amount of Rs.45,000/- was also not found in possession of Sahil Singla at that time.

Learned counsel for the petitioners have submitted that the petitioners are in custody since 14.08.2020. Sahil Singla had died because of overdose of the intoxicating substance.

Learned State counsel has contended that the act of petitioners does not warrant their release on bail. Though Sahil Singla had died because of overdose of the intoxicant substance, but it was the responsibility of the petitioners to take him to the hospital, however, they ran away from the scene of occurrence along with Rs.45,000/- belonging to the deceased.

I have heard learned counsel for the parties.

The allegation against the petitioners are that they had given overdose of the intoxicating substance to the son of complainant and had run away from the scene of occurrence along with Rs.45,000/- belonging to the deceased. The said amount was not found in possession of the deceased at the time when the complainant reached the hospital. This Court finds that as to whether Sahil Singla son of the complainant had died due to overdose of the intoxicating substance and the petitioners were instrumental in any manner, is a matter to be established during the course of trial. The petitioners are in custody since 14.08.2020 and the trial is not likely to be concluded in near future. Therefore, this Court deems it appropriate to grant the concession of regular bail to the petitioners.

Accordingly, the present petitions are allowed and the petitioners are ordered to be released on bail on their furnishing adequate bail and surety bonds to the satisfaction of learned trial Court.

The observations made hereinabove shall not be construed as an expression of opinion on the merits of the case and the trial Court shall decide the case without being influenced with these observations in any manner.

Photocopy of this order be placed on the file of other connected case.

March 25, 2021
Yag Dutt

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned:	Yes
Whether Reportable:	No