

In the High Court of Punjab and Haryana at Chandigarh

**CRM-M No. 4243 of 2021
Date of Decision: 01.3.2021**

Harjinder Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Ishaan Bhardwaj, Advocate
for the petitioner.

Mr. Sukhbeer Singh, AAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

The petitioner seeks regular bail in FIR No. 0121 dated 3.8.2020 under Section 304 IPC registered at Police Station Kharar, District SAS Nagar, Mohali.

Learned counsel for the petitioner submits that the petitioner has falsely been implicated in the present case and there is no concrete evidence to connect the petitioner with the alleged crime. As per the allegations, the petitioner along with co-accused Abdul Khan @ Bablu took deceased Gurdarshan Singh to his house in an unconscious state, where he died. He further submits that the present FIR has been got registered by complainant Gurpreet Singh alleging that his brother has died due to overdose of intoxicating substance administered by the petitioner and the co-accused. Learned counsel further submits that co-accused Abdul Khan

and the petitioner has been in custody since 03.8.2020.

On the other hand, the learned State counsel has opposed the bail application.

In the present case, co-accused Abdul Khan @ Bablu has been enlarged on bail vide order dated 14.12.2020 passed by this Court. Even as per the prosecution case, deceased Gurdarshan Singh has died due to overdose of intoxicating substance and it was the petitioner and co-accused, who took him to his house in an unconscious state. The petitioner has been in custody since 03.8.2020. The trial will take time to conclude because of Covid-19 pandemic. No useful purpose would be served by keeping the petitioner behind the bars.

Without commenting anything on the merits of the case, the petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate.

(HARNARESH SINGH GILL)
JUDGE

March 01, 2021
Gurpreet

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No