

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-19536 OF 2021
Date of Decision: 17.05.2021

Rahul Kumar ..Petitioner

Versus

State of Punjab ...Respondent

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

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

Mr. S.S. Deol, D.A.G., Punjab.

(Presence marked through video conference).

ARUN MONGA, J. (ORAL)

The petitioner is seeking regular bail in case FIR No.71 dated 31.03.2021 registered under Section 304/34 IPC at Police Station City Gurdaspur, District Gurdaspur, Punjab.

Learned counsel for the petitioner strenuously argues that not only there is a delay of ten days in registering the FIR but even otherwise, there is no overt allegation attributed to the petitioner of intentionally indulging in making the deceased consume the alleged narcotic, which resulted his death. He contends that at worst, it can be assumed that the petitioner, the otherco-accused and deceased were all together at the time the deceased consumed the contraband, as per the allegations contained in the FIR. He submits that the petitioner has been falsely implicated on the allegations of the father of the deceased that he along with co-accused Mohit Mal had intentionally administered some poisonous substance to his son, which led to his death.

Having heard the learned counsel for the parties and the allegations contained in the FIR, it is not a fit case for granting any concession to the petitioner, at this stage. Investigation is at very preliminary stage, in fact almost yet to begin effectively. Offence/allegations are of serious nature.

No ground is made out to grant anticipatory bail to the petitioner.

Dismissed.

May 17th, 2021
gurpreet

(ARUN MONGA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No