

In virtual Court

CRM-M-20348-2020

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-20348-2020 (O&M)
Date of decision: 13.07.2021

Amit Kumar

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Sandeep Jain, Advocate
for the petitioner.

Mr. M.S. Nagra, AAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

CRM-18292-2021

For the reasons stated in the application, same is allowed and date
of hearing is preponed from 09.09.2021 to today.

CRM stands disposed of.

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Prayer in this petition is for grant of regular bail in FIR No.79
dated 17.05.2020 under Sections 279, 304-A, 427 IPC, registered at Police
Station Nakodar Sadar, District Jalandhar Rural.

Learned counsel for the petitioner submits that the FIR was
registered on the statement of one Satinder Singh that he is owner of KS

Resorts. On 17.05.2020, his son Jasnoor Singh @ Mannat left home by saying that he has some work and went towards Noormahal side and on his way, he met one Gurpreet Singh. He left his motorcycle bearing registration No.PB-08-DA-8724 at about 1.00 pm and at about 2.00 pm, complainant received a message that his son Jasnoor Singh met with an accident and died on the spot. Upon which, he along with his brother Manjinder Singh reached at the spot and saw that body of his son was crushed badly and there were injuries on the person and motorcycle was also damaged.

Learned counsel for the petitioner has further submitted that at the first instance, FIR was registered under Sections 279, 304-A, 427 IPC and during the investigation, the police recorded statement of one witness Gurpreet Singh and after adding Section 304 IPC, the petitioner was arrested. It is also submitted that the petitioner, as on today, is in custody for the last about 01 year, 01 month and 15 days and as per the custody certificate, he is not involved in any other case.

Learned State counsel, on the basis of Investigating Officer/SI Inderjit Singh, Police Station Sadar Nakodar, Jalandhar, has submitted that it has come in the investigation that the petitioner, while driving his truck on wrong side at very high speed, hit the motorcycle of Jasnoor Singh @ Mannat and as a result of which, he died, as he sustained multiple grievous injuries on his head, chest and legs. It is further stated that the petitioner, after causing the incident, did not stop and he was arrested from U.P. It is further submitted that the petitioner is involved in two other cases in UP, though he is on bail.

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After hearing learned counsel for the parties, without commenting anything on merits of the case and considering the fact that the petitioner is in custody for the last more than 01 year and 01 month and it will be a matter of trial whether offence committed by the petitioner falls under Section 304-A IPC or under Section 304 IPC, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate, concerned.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

13.07.2021
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No