

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

CRM-M-26554-2021

DECIDED ON: 19th JULY, 2021

DR. KULDEEP

.....PETITIONER

VERSUS

UT CHANDIGARH

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Dr. Anmol Rattan Sidhu, Sr. Advocate with
Mr. Gagandeep Jammu, Advocate for the petitioner.

Mr. Prateek Gupta, APP, UT Chandigarh.

AVNEESH JHINGAN, J (ORAL)

The matter is taken up for hearing through video conference
due to COVID-19 situation.

This is a petition seeking regular bail in FIR No. 139, dated
1st December, 2020, under Sections 279, 337, 304, 304-A, 338 IPC and
Section 185, 3/181 of the Motor Vehicles Act, 1988, registered at Police
Station Sector 11 (West), Chandigarh.

FIR was an outcome of a road accident in which the wife of the
complainant lost her life.

During investigation, on 2nd December, 2020, petitioner was
granted bail. However, on the opinion of District Attorney, Section 304-A
IPC was deleted and Section 304 IPC was added.

Learned counsel for the petitioner submits that the petitioner is
a doctor by profession. He further submits that the investigation is complete
and no recovery is to be made.

Mr. Prateek Gupta, APP, appearing for UT Chandigarh opposes the prayer for grant of bail. He fairly submits that challan stands presented.

In a road side accident that occurred on 1st December, 2020 a human life was lost. Petitioner surrendered after dismissal of anticipatory bail. The matter was investigated. Challan stands presented. The conclusion of the trial is likely to take time. There are no allegation that petitioner has misused the interim bail granted during investigation. Petitioner is granted bail on furnishing surety bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned.

The petition is allowed.

It is clarified that the observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

19th JULY, 2021
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(AVNEESH JHINGAN)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>