

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

220

CRM-M-26103-2020 (O&M)

Date of Decision: 08.10.2021

RAVINDER SINGH ALIAS RAVI

... Petitioner

Versus

STATE OF PUNJAB

... Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. CM Munjal, Advocate
for the petitioner.

Mr. Chaman Lal Pawar, Sr. D.A.G. Punjab.

HARNARESH SINGH GILL, J.(Oral)

Case is taken up for hearing through video conferencing.

Through this petition, the petitioner seeks regular bail in case bearing FIR No.60 dated 05.06.2019, under Section 302 IPC, registered at Police Station City Jalalabad, District Fazilka.

Learned counsel for the petitioner submits that the petitioner has falsely been implicated in the present case; that the deceased had died a natural death; that the petitioner was the driver of the truck in which Sona Singh (since deceased), who was a cleaner in the truck, was found dead on the back side seat of the driver and that as per the postmortem report, no poisonous substance was detected. He further submits that the date of alleged occurrence was 03.09.2016; the viscera was sent after one and a half year i.e. on 08.03.2018; and the FIR was registered on 05.06.2019 and that the petitioner has been in custody since 07.06.2019.

On the other hand, while opposing the prayer for grant of regular bail to the petitioner, learned State counsel does not dispute the custody period of the petitioner. He, however, submits that as per the Viscera report, the deceased died due to consumption of some poisonous substance. Still further, it is submitted that out of 20 prosecution witnesses, only 3 have been examined, so far.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 07.06.2019. The petitioner was the driver of the truck, on which the deceased was the cleaner. In the earlier post-mortem report, no poisonous substance was detected. Out of 20 prosecution witnesses, only 3 have been examined, so far. Trial of the case would take time to conclude, especially due to Covid-19 pandemic. Therefore, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

08.10.2021

Aman Jain

(HARNARESH SINGH GILL)
JUDGE

Whether speaking/reasoned
Whether reportable

: *Yes/No*
: *Yes/No*