

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

228

CRM-M-34652-2021

Date of decision : 17.11.2021.

Tajinder Singh alias Teji

... Petitioner

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Vishavjeet Singh Rishi, Advocate for the petitioner.

Mr. Rakesh Inder Singh Sidhu, AAG, Punjab.

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking regular bail in FIR No.97 dated 06.04.2021, under Sections 304, 34, 201 IPC, registered at Police Station Salem Tabri, District Ludhiana.

Learned counsel for the petitioner contends that it is alleged that the deceased had died due to drug overdose. The petitioner is not named in the FIR and has been arraigned as an accused on the supplementary statement of the complainant recorded later wherein it is stated that the deceased was a drug addict and the petitioner and co-accused used to take drugs with the deceased and they had administered overdose of drugs resulting in his death. He, however, contends that the recovery of injections has been effected from co-accused while only a mobilephone has been recovered from the petitioner. He also contends that it would be improbable that offence under Section 304 IPC would be made out in the aforementioned facts and circumstances. He also contends that the petitioner, who is 23 year of age, is in custody for over seven months and does not have criminal antecedents.

Learned State counsel, upon instructions from SI Kashmir Singh, states that although challan has been filed but no prosecution witness has been examined so far. He also contends that there is an extra judicial confession of the petitioner which also implicates him.

Heard.

In view of the above especially when the petitioner is 23 year of age, he is in custody for over seven months, he does not have criminal antecedents, the Covid-19 pandemic and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

November 17, 2021
sonia gugnani

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No