

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

135

**CRM-M-35584-2020
Date of decision: 07.01.2021**

Ravinder Singh @ Raminder Singh @ RohitPetitioner

Versus

State of PunjabRespondent

CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI

Present : Mr. Prince Sharma, Advocate
for the petitioner.

Mr. Sukhbeer Singh, Asstt. A.G., Punjab
for the respondent-State.

ARUN KUMAR TYAGI, J. (ORAL)

(The case has been taken up for hearing through video conferencing.)

The petitioner has filed the present (first) petition under Section 439 of the Code of Criminal Procedure, 1973 (for short, "the Cr.P.C.") for grant of regular bail in case FIR No.61 dated 07.07.2018 registered under Sections 304 and 120-B of the Indian Penal Code, 1860 (for short, "the IPC") and Section 27 of the Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Khilchian, District Amritsar Rural.

The petition has been opposed by learned State Counsel. However, no reply has been filed by the respondent-State.

Learned Counsel for the petitioner has submitted that the petitioner has been falsely implicated in the case. As per the allegations

made in the FIR Avtar Singh, Simran Singh and the petitioner are alleged to have taken deceased Jatinder Singh to their house for consumption of liquor where Amandeep Singh is alleged to have given heroin to deceased Jatinder Singh who is alleged to have taken the same in front of Avtar Singh, Simran Singh and the petitioner. The petitioner is not alleged to have given heroin to the deceased. There is no cogent evidence as to administration of any poisonous substance by the petitioner to the deceased. Co-accused Chamkor Singh has been granted regular bail by this Court vide order dated 10.12.2019 passed in CRM-M-47797-2019. The trial is likely to take long time due to restrictions imposed to prevent the spread of Covid-19. No useful purpose will be served by further detention of the petitioner in custody. Therefore, the petitioner may be granted regular bail.

On the other hand, learned State Counsel has submitted that in view of the nature of accusation and gravity of the offences, the petitioner does not deserve grant of regular bail. Therefore, the petition may be dismissed.

Keeping in view the facts and circumstances of the case, nature of accusation and evidence against the petitioner, the fact that co-accused Chamkor Singh has been granted bail by this Court vide order dated 10.12.2019 and also the fact that the trial is likely to take long time due to restrictions imposed to prevent the spread of Covid-19, but without commenting on the merits of the case, I am inclined to extend the concession of regular bail to the petitioner.

In view of the above, the petition is allowed and the

petitioner is ordered to be released on regular bail on furnishing of personal and surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

07.01.2021

Vinay

(ARUN KUMAR TYAGI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No