

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

**CRM-M-40266-2022
DECIDED ON: 09.09.2022**

AVTAR SINGH @ TARI

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Harish Goyal, Advocate
for the petitioner.

Mr. Shubham Kaushik, AAG, Punjab.

SANDEEP MOUDGIL, J. (ORAL)

This is a petition seeking regular bail in FIR No.0054, dated 29.04.2022 (Annexure P-1), under Sections 304, 436, 427 and 380 of the IPC, registered at Police Station Dayalpura, District Bathinda.

Learned counsel for the petitioner contends that the petitioner has been falsely implicated in the present case. He further contends that on 28.04.2022, few buses had caught fire and in one of them, the deceased Sukhwinder Kumar @ Gurdev was sleeping and he had died due to the burn injuries. He further asserted that the petitioner is a driver of the said bus, who was not at that place, where buses were parked on the bus-stand itself.

On the other hand, learned State counsel submits that the challan has already been filed on 02.07.2022 and now the case is fixed for framing of charge on 01.10.2022.

Looking at the totality of the facts and circumstances and also the fact that the petitioner is in custody since 04.05.2022, no fruitful purpose

will be served by keeping the accused behind bars and the conclusion of the trial is likely to take time, the petition is allowed and the petitioner is directed to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the Illaqa Magistrate/Duty Magistrate concerned.

09.09.2022

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(SANDEEP MOUDGIL)
JUDGE

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