

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

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CRM-M-17734-2023  
Date of Decision.:12.07.2023

Krishan alias Sabi .....Petitioner  
Vs.  
State of Punjab .....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. R.C. Sharma, Advocate  
for the petitioner.

Mr. Randeep Singh Khaira, DAG, Punjab.

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DEEPAK GUPTA, J. (ORAL)

The petitioner is seeking regular bail by way of this petition under Section 439 Cr.P.C in case FIR No.109 dated 21.05.2022 registered under Section 304 of the IPC registered at Police Station City Kapurthala, District Kapurthala.

2. It is contended by learned counsel that there is no specific allegation against the petitioner and that similarly placed co-accused Sunny Singh @ Sunny Ghodi has already been allowed regular bail by this Court on 15.11.2022 in CRM-M-36161-2022 & CRM-41011-2022 (Annexure P-5).

3. Allegations are that Mandeep Singh, the son of complainant Kashmir Singh @ Veeru was made drug addict by petitioner Krishan @ Sabi and Ajay plumber, who used to supply drugs to the deceased. Apart from this, deceased was also getting drugs from Vikcy son of Sheera, Guddo Pardhan wife of Veero and Sunny Ghorri son of Karma. It is alleged that on

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21.05.2022 due to excessive consumption of drugs, Mandeep Singh died.

4. Short reply by way of an affidavit of Shri Maninder Pal Singh, PPS, Deputy Superintendent of Police, Sub Division Kapurthala has been filed on behalf of respondent- State.

5. It is stated by learned State counsel that name of the petitioner is specifically mentioned in the FIR and that he has also the criminal antecedents and so, he does not deserve bail.

6. There is no specific allegation against the petitioner. Apart from the petitioner, deceased was also getting the supply of drugs from other persons. It cannot be stated that on the day when he died, who had supplied the excessive drugs. Petitioner is in custody for the last 6 months and 3 days in this case. Co-accused Sunny Singh @ Sunny Ghodi has already been allowed regular bail by this Court on 15.11.2022 in CRM-M-36161-2022 & CRM-41011-2022 (Annexure P-5).

7. Having regard to the aforesaid circumstances and on the basis of parity but without commenting anything further on the merits of the case, this petition is allowed and petitioner is admitted to bail on his furnishing bail bonds/surety bonds to the satisfaction of the Learned Trial Court/Duty Magistrate concerned, on usual terms and conditions.

July 12, 2023  
Neetika Tuteja

(DEEPAK GUPTA)  
JUDGE

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|---------------------------|--------|
| Whether Speaking/reasoned | Yes/No |
| Whether Reportable        | Yes/No |