



CRM-M-35394-2024

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211 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-35394-2024

Date of decision: 04.11.2024

Arun

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MRS. JUSTICE **AMARJOT BHATTI**

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

Mr. Neeraj Madaan, Senior DAG, Punjab.

AMARJOT BHATTI, J.

Petitioner-Arun has filed the present petition under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of pre-arrest bail in FIR No. 0117, dated 11.03.2024, under Sections 304 and 34 IPC, registered at Police Station Ferozepur, District Ferozepur.

2. As per facts of the case, Bagh Singh-complainant gave a statement that his son Gora aged about 19 years was unmarried. He was habitual of taking intoxicants and was also admitted in de-addiction Centre. On 10.03.2024 at about 10.00 a.m., Gabbar took Gora- son of the complainant on his Scooty to some unknown place. At about 9.15 p.m., his son Gora was brought back by Gabbar and Chand and he seemed to be under the influence of intoxicant. He was told that his condition was not good. They took away his son to admit him. He and his wife followed them on their Scooty but could not locate them. At about 12.00 o'clock mid night, Gabbar and Chand brought his son and it appeared that he had



consumed some intoxicant and there was smell of alcohol from the clothes worn by his son. They were told that after some time, he will be all right. They kept on making him drink some water. At about 03.00 a.m., his son expired. With these allegations, present FIR has been registered under Section 304 IPC.

3. Learned counsel for the petitioner argued that allegations levelled against him are false. The petitioner has joined the investigation, as per order dated 06.08.2024. He will still abide by the orders of the Court, therefore, interim bail granted in his favour may be confirmed.

4. Status report is filed confirming the allegations. Gabbar was arrested on 24.03.2024 and he was sent to judicial custody. Present petitioner has joined the investigation as per orders of the Court and he confirmed his name as Arun @ Chand. It is further pointed out that name of present petitioner Arun @ Chand is also confirmed from the testimony of Manjit Kaur-Municipal Councillor, which is annexed as Annexure R-1. Challan against co-accused Gabbar has been presented and it is fixed for framing of charge sheet. After completion of investigation, supplementary challan will be presented against the present petitioner.

5. I have considered the arguments and have gone through the record. Present petitioner has joined the investigation and he is not required for any further investigation. Name of present petitioner Arun @ Chand is also clarified in the status report. He is still ready to join the investigation.

6. Considering the facts of the case narrated above and without expressing my mind on the merits, interim bail already granted in favour of



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conditions enshrined under Section 482(2) of BNSS, 2023.

- 7. Petition is accordingly disposed of.
- 8. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

(AMARJOT BHATTI)
JUDGE

04.11.2024
monika

- 1. Whether speaking/ reasoned : Yes /No
- 2. Whether reportable : Yes /No