

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

206

CRM-M-21479-2015

Date of Decision: 13.07.2015

MANDEEP SINGH

.....Petitioner

Vs

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr.C.M.Munjal, Advocate
for the petitioner.

Mr.Arshdeep S.Kler, DAG, Punjab.

Ms.Mansi Bansal, Advocate
for the complainant.

- 1. Whether Reporters of local papers may be allowed to see the judgment ?**
- 2. To be referred to the Reporters or not ?**
- 3. Whether the judgment should be reported in the Digest?**

RAJ MOHAN SINGH, J.

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.74 dated 15.9.2014 registered under Sections 302/ 201/ 34 IPC at Police Station Jhunir.

Learned counsel for the petitioner relies upon order dated 15.5.2015 passed in CRM-M No. 9472 of 2015, granting bail to co-accused Gurdarshan Singh. Author of the FIR Balwinder Singh is the brother of deceased Jaswinder Singh.

Deceased was married to Sukhpal Kaur. Allegations are that Sukhpal Kaur was not enjoying good moral character. Petitioner along with Gurdarshan Singh used to visit the house of deceased Jaswinder Singh. Sukhpal Kaur used to serve liquor to them. Pointed allegations are of illicit relationship. On being objected, Sukhpal Kaur did not mend her ways. During the night of 11/12.09.2014, complainant alleged that he saw Mandeep Singh (petitioner) and Gurdarshan Singh coming to the house of deceased Jaswinder Singh and they enjoyed music by putting deck on the tractor in a high volume. During odd hours at about 3.00 A.M., when the music was stopped, complainant heard noise of starting of motorcycle. Complainant went outside and thereafter told the story to his wife as well as to former sarpanch. Suspicion was that Sukhpal Kaur, in connivance with petitioner and co-accused Gurdarshan Singh might have committed murder of Jaswinder Singh.

Co-accused Gurdarshan Singh has already been granted regular bail by this Court in CRM-M No.9472 of 2015 vide order dated 15.5.2015. Learned counsel for the petitioner seeks regular bail on parity.

Learned State counsel, on instructions from ASI Anup Singh along with learned counsel for the complainant, however, opposes the plea on the ground that petitioner is the main

accused and the police has already collected incriminating material.

Since the case is based on circumstantial evidence for which series of events are required to be completed, at this stage, without adverting to the merits of the case, it will be just and expedient to grant benefit of regular bail to the petitioner.

Accordingly, this petition is allowed.

Let the petitioner be enlarged on bail, subject to furnishing adequate bail bonds/surety bonds to the satisfaction of Chief Judicial Magistrate, Mansa.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

July 13, 2015.
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(RAJ MOHAN SINGH)
JUDGE