

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

CRM-M-27258-2015 of (O&M)

Date of decision : 24.08.2015

Lakhwinder Singh @ Lakha

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Dilpreet Singh Gandhi, Advocate,
for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab,
assisted by ASI Balwinder Singh.

JITENDRA CHAUHAN, J.

This is the second petition filed under Section 439 of the Code of Criminal Procedure (for short, 'the Cr.P.C.') seeking regular bail in case FIR No.47 dated 29.04.2012, registered under Sections 364-A, 302, 201 of the Indian Penal Code, (for short, 'the IPC') at Police Station Khalra, District Tarn Taran.

The learned counsel, inter alia, contends that the star witness, Sahib Singh, before whom the petitioner allegedly made extra judicial confession, has resiled from his statement. The petitioner is in custody since 01.05.2012.

On the other hand, the learned State counsel, on instructions, submits that the petitioner along with the co-accused, kidnapped Jagjit Singh, aged 14 years, for ransom and subsequently murdered him. Out of nineteen prosecution witnesses, only five remain to be examined. The petitioner is also involved in one more FIR.

Heard.

The allegations against the petitioner are that of kidnapping and later on killing a 14 years' old boy, Jagjit Singh. The offence alleged falls under the category of heinous crimes. The trial is already in progress and moving at a satisfactory pace. The impact and the relevance of the statement of PW-10, Sahib Singh, will be assessed and considered by the trial Court at appropriate stage.

The petitioner is also involved in one more FIR. In the circumstances, this Court does not find any merit in the present petition and the same is accordingly dismissed.

However, nothing noticed hereinabove shall be construed as an expression on the merits of the case during trial.

Dismissed.

24.08.2015
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(JITENDRA CHAUHAN)
JUDGE

Note : Whether to be referred to reporter ? Yes / No