

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

**CRM-M No. 27785 of 2015 (O&M)
Date of Decision: 25.08.2015**

Gagandeep Singh and another

..... Petitioners

Vs.

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Ms. Dhivya Jerath, Advocate
for the petitioners.

Ms. Rimplejeet Kaur, AAG, Punjab
for the respondent-State.

JASWANT SINGH, J. (ORAL)

The prayer is for grant of regular bail to the petitioners in case FIR No. 91, dated 21.12.2014 for offences punishable under Sections 302 and 114 of the Indian Penal Code, registered with Police Station Joga, District Mansa.

The allegations are that petitioner No. 1/Gagandeep Singh alongwith his sister-in-law/petitioner No. 2-Jaspreet Kaur, who is the wife of the deceased-Jasvir Singh, murdered the said Jasvir Singh, on account of their illicit relations and plan to get married. The case of the prosecution is based on the extra judicial confession of petitioner No. 1/Gagandeep Singh made before Harbans Singh.

Learned Counsel for the petitioners submits that the complainant-Gurtej Singh (father of the deceased) and the said witness-Harbans Singh have been examined and both have turned hostile. She has further stated that except the

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formal witnesses, no other evidence remains to be brought on record. It is contended that till now, there is no legally admissible evidence has been brought on record by the prosecution which would prove the complicity of the petitioners in the crime. It is further stated that the petitioners are in custody since 28.12.2014.

Learned State Counsel, on instructions from ASI-Amrik Singh, is unable to refute the aforesaid factual position.

Without commenting upon the merits of the case, keeping in view the above and the periods of incarceration of petitioners-Gagandeep Singh and Jaspreet Kaur, this Court finds that they deserve the concession of regular bail and as such, they are ordered to be released on regular bail to the satisfaction of CJM/Duty Magistrate, Mansa.

Disposed of.

August 25, 2015
'dk kamra'

(JASWANT SINGH)
JUDGE