

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

(205)

CRM-M-44066-2016

Decided on: December 23, 2016.

Sukhjiwan Singh @ Babbu

.... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Amandeep Singh Rai, Advocate, for the petitioner.

Mr. Jashan Preet Singh, AAG, Punjab.

M.M.S. BEDI, J (ORAL)

Petitioner seeks concession of regular bail in a case registered at the instance of Maninder Bedi alleging that the petitioner along with Manpreet Singh, Pardeep Kumar, Kamaljit Singh had committed the murder of Sohan Lal. The allegation against the petitioner is that he had caught hold arms of Sohan Lal while Manpreet Singh had strangled him.

It is a case based on circumstantial evidence. The petitioner has been involved in the case on the basis of circumstantial evidence against the petitioner in the shape of statement of Surinder Singh who had over heard the petitioner talking with other accused to the effect that they had murdered Sohan Lal. Extra judicial confession had been made by the accused before another PW Ravinder Sharma admitting their guilt. Both the said witnesses have turned hostile and not supported the case of prosecution.

Without expression of any opinion on merits even considering the role attributed to the petitioner and the nature of the evidence which has

been produced by the prosecution agency, the culpability of the petitioner is a debatable issue.

The petition is allowed. Petitioner is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the trial Court.

(M.M.S. BEDI)
JUDGE

December 23, 2016
harsha

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No