

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

CRM-M No.43821 of 2015

Date of Decision:-13.01.2016

Santokh Singh.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Kushaldeep S. Sandhu, Advocate for the Petitioner.

Mr. Kirat Singh Sidhu, Deputy Advocate General, Punjab
assisted by ASI Subash Chander.

JASWANT SINGH, J (ORAL)

Prayer is under Section 439 Cr.PC for grant of regular bail to the petitioner Santokh Singh in case FIR No.20 dated 12.07.2015 for offences punishable under Sections 302, 452, 148, 149 of Indian Penal Code and Sections 25, 54 & 59 of the Arms Act registered with Police Station Qadian, District Gurdaspur.

Petitioner is stated to be 65 years old lady and on the supplementary statement of one Kulwinder Kaur wife of the deceased Satnam Singh was introduced as being accompanying his accused son Rajbir Singh @ Raja on a separate motor cycle along with co-accused wife Prabhjot Kaur, at the time when Satnam Singh (husband of Kulwinder Kaur)

was shot dead by main accused Rajbir Singh @ Raja.

It is contended that a false case has been foisted upon the petitioner and his wife merely because they are parents of the main accused Rajbir Singh @ Raja, however, after completion of investigation challan has been presented and charges are yet to be framed. Petitioner is stated to be in custody since 28.07.2015 and the proceedings are only at the stage of framing of charge and case is yet to be committed to the court of Sessions.

That apart co-accused with similar role namely Prabhjot Kaur has since been granted anticipatory bail vide order dated 08.01.2016.

Learned State Counsel assisted by ASI Subash Chander does not dispute the factual aspect of the investigations, the custody period and the grant of anticipatory bail to the similarly placed co-accused.

Without commenting on the merits of the case, keeping in view above and the fact that conclusion of trial is likely to take sometime, the present petition is allowed and the petitioner Santokh Singh is ordered to be released on bail to the satisfaction of learned CJM/Duty Magistrate, Gurdaspur.

Petition stands disposed of.

(JASWANT SINGH)
JUDGE

January 13, 2016
Vinay