

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

**CRM-M-12686 of 2017
Date of Decision: April 24, 2017**

Deputy Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Sarabjit Singh Grewal, Advocate
for the petitioner.

Mr. Gurveer Sidhu, AAG, Punjab.

FATEH DEEP SINGH, J.

The allegations against the petitioner in this regular bail application under Section 439 Cr.P.C are that on 06.06.2010 around 9 p.m Karamjit Singh, elder son of complainant, Baljeet Singh and husband of Sarabjit Kaur went out of his house on his scooter after he received phone call from two mobile numbers i.e. 84377-73451 and 98157-23201, and, thereafter, subsequently the dead body, scooter of the deceased make Vespa was found lying in the fields adjoining the road along with one stick with antemortem injuries on the head and strangulation mark on the neck by means of either rope or wire and was found by smeared with blood. Subsequently, it was revealed that the petitioner Deputy Singh along with co-acused/non-applicant Gurlal Singh were instrumental in committing murder of the deceased at the behest of his wife Sarabjeet Kaur, the latter

having illicit relations with one Karanveer Singh co-accused/non-applicant and the deceased used to restrain her from carrying on this amorous relationship. It was further revealed that prior to this deceased had found his wife with her paramour in an objectionable state culminating into this murder at the behest of Sarabjeet Kaur and Karanveer Singh including Kulwinder Singh, Inderjeet Singh and Gurlal Singh.

The contentions of the learned counsel for the petitioner that no specific role is attributed to the petitioner, who has not even named in the FIR and cannot be connected with the commission of offence and is in custody since long time.

The bail application is sought to be opposed by learned State counsel on the grounds that the investigations are still underway and the circumstantial evidence so gathered from the same a clear cut evidence has come out pointing out the guilty of the accused in the commission of this heinous offence after a conspiracy has been hatched between the wife of the deceased and her paramour.

Appreciating the submissions of the two sides, it is duly acceded by learned counsel for the petitioner at bar that in such like crimes direct evidence is rarely forthcoming and it is the circumstances which are gathered from the evidence that has come in the investigations. A chain of events pointing towards the role of the petitioner in the commission of offence. Apparently, it was subsequent to this murder the family of the deceased has realised how on account of this amorous relationship of Sarabjeet Kaur, wife of the deceased with Karanveer Singh has led to hatching of conspiracy between the accused and ultimate death. The

investigations are still underway and apprehension of the State that if allowed bail the petitioner would certainly influence the witnesses, who belongs to the same very village is not unfounded. Thus, no ground to grant bail to the petitioner is made out.

Dismissed.

(FATEH DEEP SINGH)
JUDGE

April 24, 2017
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No