

**Sr. No.222
IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRM No. M-13308 of 2018 (O&M)

Date of Decision: 05.04.2018

Kewal Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Gurpreet Singh Sandhu, Advocate,
for the petitioner.

Mr. S.S.Sandhu, AAG, Punjab.

TEJINDER SINGH DHINDSA, J.(ORAL)

Petitioner seeks regular bail pending trial in case FIR
No.15 dated 26.01.2017, under Sections 302/120-B IPC, registered
at Police Station Nahianwala, District Bathinda.

Counsel for the parties have been heard.

FIR came to be registered on the statement of Baljeet
Singh in relation to an alleged occurrence dated 25.01.2017.
Deceased is Lakhvir Singh i.e. son of the complainant.

As per initial version of the complainant, Lakhvir Singh
was done to death by Balwinder Singh @ Bittu who was armed with
a kirch and Gurtej Singh @ Mintu armed with an axe. Motive
attributed is that 7/8 years prior to the occurrence Lakhvir Singh
(since deceased) had inflicted injuries upon Balwinder Singh and
in which Lakhvir Singh was convicted and was now on bail.

Present petitioner has been implicated on the basis of a
supplementary statement recorded of the complainant on
29.01.2017 and as per which the present petitioner along with

other certain other co-accused had consumed liquor together and had kept a watch on the whereabouts of deceased Lakhvir Singh.

It has gone uncontroverted that even as per supplementary statement recorded of Baljeet Singh, no overt act/injury has been attributed to the present petitioner on the person of the deceased.

Petitioner was arrested on 30.01.2017.

Investigation having been completed, challan was presented and even charges have been framed. Examination-in-chief of the complainant, namely, Baljeet Singh (father of the deceased) already stands recorded.

Trial would take time to conclude.

Co-accused Gurdeep Singh and whose name also figured in the supplementary statement recorded of Baljeet Singh complainant has been granted concession of bail vide order dated 21.02.2018 in CRM No.M-5809 of 2018.

Without making any observations on merits, petitioner is held entitled to the benefit of bail.

Petition is allowed. Petitioner be enlarged on bail subject to satisfaction of the trial Court/Duty Magistrate concerned.

Disposed of.

05.04.2018

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**

Whether speaking/reasoned
Whether Reportable

Yes
No