

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

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CRM-M-3176-2019

DATE OF DECISION: 08.05.2019

MANDEEP SINGH

... Petitioner(s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. B.D. Sharma, Advocate for the petitioner(s).

Ms. Bhavna Gupta, DAG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking regular bail in FIR No.124, dated 20.11.2016, under Sections 302, 201 & 34 IPC, registered at Police Station Haryana, District Hoshiarpur.

Learned counsel for the petitioner contends that the allegations in the FIR lodged by the complainant Lakhbir are that when he along with one Baldev Singh were present near choe, they saw a car passing by and after some time, they also saw flames of fire coming out from the fields about 200 meters ahead of the katcha path. The same car again crossed them at a very high speed and when they proceeded to the spot, they saw a dead body being burnt in the fields. Learned counsel for the petitioner further contends that the car number was furnished by Baldev Singh in his statement under Section 161 Cr.P.C. and it was found that the car belongs to Vijay Kumar, who along with the petitioner, was allegedly travelling in it and they both were arrested on 23.11.2016. He also contends that Baldev Singh in his statement in Court has not supported the prosecution case qua the petitioner and has been declared hostile. He also contends that several other material witnesses have also turned hostile. He

further contends that co-accused Vijay Kumar has been granted bail by a coordinate Bench of this Court in CRM-M-13594 of 2018 on 28.11.2018.

Learned State counsel states that 8 out of 31 prosecution witnesses have been examined.

Heard.

In view of the submissions of the learned counsel for the petitioner, especially when the co-accused has been granted bail, he is in custody for almost 2 ½ years and conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

08.05.2019

(ANUPINDER SINGH GREWAL)
JUDGE

SwarnjitS

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