

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA  
AT CHANDIGARH

225

Crl. Misc. No.M-28707 of 2019

Date of Decision: 19.11.2019

Daleep Singh

...Petitioner

Versus

State of Punjab

...Respondent

**CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH**

Present:- Mr. PBS Goraya, Advocate, for the petitioner.  
Mr. B.S. Sewak, Addl. Advocate General, Punjab.

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**Amol Rattan Singh, J. (Oral)**

By this petition, filed under the provisions of Section 439 Cr.P.C., the petitioner seeks the concession of 'regular bail'.

Today learned counsel first points to the report dated August 20, 2016, registered on the statement of the complainant, Surjit Kaur, to submit that no foul play qua the petitioner at that stage was suspected as regards the death of her son, though she asked for a post-mortem examination to be conducted.

Thereafter upon the statement of one Lakhvir Singh and one Mukha Singh, the petitioner and other co-accused were arraigned as such , on the allegation that they had manhandled the son of the complainant and had forced him to sit on a motorcycle with them, after which they threw away some heavy object into the river, as was seen by Mukha Singh.

He submits that thereafter the FIR was registered on 26.03.2018, the occurrence being one of 20.08.2016.

He further reiterates what he had stated on the last date of hearing, that the petitioner has been in custody for the past 1½ years.

Today, learned State counsel on instructions from the police official who is present in court to assist him, submits that the aforesaid Lakhvir Singh and Mukha Singh have testified before the trial court, with the complainant also having been examined.

That being so, looking at the custody period of the petitioner, with 15 prosecution witnesses still to be examined, I deem it appropriate to admit the petitioner on bail.

Consequently, without making any comment on the actual merits of the case, for or against the petitioner, this petition is allowed. The petitioner would be enlarged on bail, upon his furnishing adequate bail and surety bonds to the satisfaction of the trial Court.

19.11.2019  
vcgarg

**(Amol Rattan Singh)**  
**Judge**

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