

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

1. CRM-M No.303 of 2019

Navdeep

... Petitioner

Versus

State of Haryana

... Respondent

2. CRM-M No.19255 of 2019

Kulwant Singh

... Petitioner

Versus

State of Haryana

... Respondent

Date of decision: 4th February, 2020

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. R.S. Rai, Senior Advocate with
Mr. D.S. Brar, Advocate for the petitioner.

Mr. Deepak Manchanda, Addl. Advocate General, Haryana
for the respondent/State.

Mr. Amit Khatkar, Advocate for the complainant.

FATEH DEEP SINGH, J.

Since both these regular bail applications, one by accused petitioner Navdeep and the other by accused petitioner Kulwant Singh, have arisen in the same very FIR bearing No.14 dated 09.01.2016 registered under Sections 302, 323, 341, 148, 149 IPC pertaining to Police Station Safidon, District Jind, are thus being taken up together for disposal by way of this common order.

The present case was got registered on the statement of Jaswant Singh. The precise allegations are that during the course of Panchayat elections, in which nephew of the complainant namely Pritam Singh was contesting for the post of Sarpanch and both the sides were canvassing, on the date of occurrence i.e. 09.01.2016 accused petitioners along with their accomplices co-accused in all numbering around 18 confronted the complainant side after blocking their passage and accused petitioner Navdeep is alleged to have given a lalkara exhorting his co-accused on the basis of which co-accused non-applicant Jodhbeer who was armed with a sphere (Bhalla) hit it on the chest of Azad Singh, nephew of complainant, who fell down and while he was lying on the ground accused Navdeep Singh is alleged to have given a blow of gandasi on the head of the complainant. In the melee, each of the accused assaulted the other side followed by blows of brick bats. In this occurrence, Azad Singh died leading to registration of the present case.

Learned counsel for the petitioners inter alia contends that the petitioners are behind bars since a long time and the trial is not proceeding and has sought to seek support from the orders passed in bail applications of accused Janpal Singh, Gurbaj Singh, Sahab Singh, Ranjit Singh and Jodhbeer Singh.

The bail applications have been stoutly and strongly opposed by learned State counsel on the grounds that trial is underway and if allowed bail the petitioners might influence the trial and that the cases of

co-accused namely Janpal Singh, Gurbaj Singh, Sahab Singh and Ranjit Singh are quite distinguishable from that of the present petitioners and that specific role has been attributed to both the petitioners entailing dismissal of the petitions.

Appreciating the submissions, the earlier bail applications of both these petitioners have been declined by this Court. No fresh ground has arisen or could be canvassed by learned counsel for the petitioners. The apprehension of the State that if allowed bail the petitioners might influence the witnesses is not unfounded. In view thereof, finding no merit both the present petitions stand dismissed.

(FATEH DEEP SINGH)
JUDGE

February 4, 2020

rps

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No