

201

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

1.

CRM-M-14041 of 2020
Date of decision : 03.07.2020

Sandeep

.....Petitioner

Vs.

State of Punjab

.....Respondent

2.

CRM-M-14928 of 2020

Rahul Kumar @ DC

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM: Hon'ble Mr. Justice G.S. Sandhwalia

Present:- Mr. Mandeep Kumar Dhot, Advocate for the petitioner
(in CRM-M-14041 of 2020).

Mr. Dushyant Bhardwaj, Advocate for the petitioner
(in CRM-M-14928 of 2020).

Mr. S.P.S.Tinna, Addl. AG, Punjab.

Mr. Ranjeet K. Jaswal, Advocate for the complainant.

(The proceedings have been conducted through Video
conferencing as per instructions.)

G.S. Sandhwalia, J. (Oral)

The petitioners namely Sandeep son of Gurnam Singh and
Rahul Kumar @ DC seek regular bail in FIR No.75 dated 11.7.2019 under
Sections 302/506/148/149/120-B IPC registered at Police Station,
Khanauri, District Sangrur.

The FIR has been lodged by Hakam Singh alleging that the
deceased Gurtej Singh his son had friendship with Tarsem Singh and they
used to hang around together. On 10.7.2019 a day earlier when his son

had not returned, he had gone to the house of Tarsem Singh to call his son at 10.30 PM when he noticed both of them along with one Shamsheer Singh @ Sheru were surrounded by nine accused which included the present petitioners. They were being beaten for making sound of cracker from the motorcycle/silencer. Even as per own version of the complainant, Ravi was having a sharp edge kirch and had given a blow which hit on the left side of the neck of Gurtej Singh who had fallen down and taken to the hospital where he died.

Counsels for the petitioners have submitted that out of 9 accused, accused Kuldeep Singh @ Mitha Singh, Laddi Singh and Sukhchain Singh @ Chani were granted bail vide order dated 5.6.2020 passed in **CRM-M-12364 of 2020**. Reliance has also been placed upon order dated 13.3.2020 (Annexure P/3 in Criminal Misc. No.CRM-M-14928 of 2020) passed in **CRM-M-9675 of 2020** by a Coordinate Bench whereby accused Gurdeep Singh @ Deepa was granted bail while noticing that the fatal injury on the person of deceased has been attributed to Ravi. It has also been noticed that Sukhwinder Singh alias Lakhu, who was a juvenile had also been released on bail by a Coordinate Bench vide order dated 27.5.2020 passed in **CRR No.3398 of 2019**.

As per custody certificate dated 2.7.2020, the present petitioner Sandeep has undergone 11 months 17 days whereas the petitioner Rahul Kumar @ DC has undergone 11 months 04 days.

The role attributed to the present petitioners as such is similar to the other accused who have been granted bail.

Counsel for the complainant has vehemently opposed the grant of bail. However, he could not show as to how the present petitioners are differently placed than the accused who have been granted bail.

Keeping in view the reasons given in order dated 5.6.2020 passed in **CRM M-12364 of 2020-Kuldeep Singh @ Mitha Singh Vs. State of Punjab** and connected matters, this Court is of the opinion that the petitioners are liable to be released on bail.

Ordered accordingly.

Accordingly petitioners be released on regular bail to the satisfaction of the Illaqua/Duty Magistrate, Sangrur.

Accordingly the present petitions stand allowed.

03.07.2020
Pka

(G.S. Sandhawalia)
Judge