

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

CRM-M-20457-2020(O&M)

Date of decision:-28.9.2020

Bikkar Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE H.S.MADAAN

Present: Mr.JPS Brar, Advocate
for the petitioner.

Mr.Gaurav Garg Dhuriwala, Sr.DAG, Punjab.

H.S. MADAAN, J.

Case taken up through video conferencing.

This petition for regular bail has been filed by petitioner –
Bikkar Singh, aged about 45 years – an accused in FIR No.196 dated
2.8.2018 for the offence under Sections 302/34 IPC, registered with Police
Station Raman, District Bathinda.

Briefly stated, the prosecution story is that on 1.8.2018 at

about 12:30 a.m., the present petitioner Bikkar Singh had caught hold of legs of one Bagghar Singh, whereas his co-accused Buta Singh had given kicks in the abdomen of Bagghar Singh, resulting in his death. On the statement made by Jassi Singh son of the deceased, formal FIR in the case was registered. The petitioner/accused was arrested in this case on 2.8.2018 and he is facing trial in the case. The petitioner had filed an application for regular bail in the Court of Sessions, which was however dismissed by learned Additional Sessions Judge, Bathinda vide order dated 18.9.2019, as such, he has approached this Court with the same request.

Notice of the petition was given to respondent – State and counsel representing the State has put in appearance and opposes the petition.

I have heard learned counsel for the parties besides going through the record.

The allegations against the petitioner are very grave and serious. As the prosecution story goes, the petitioner had caught hold of deceased from his legs, whereas his co-accused Buta Singh had given kicks in the abdomen of the deceased, resulting in his death. In that way, the petitioner had actively participated in the crime. The trial against the petitioner and his co-accused is going on.

Although on account of outbreak of Covid-19, the proceedings in the trial Court are stated to have been held up for the time being but then it is a temporary phase and hopefully things would improve in near future. The guilt of the accused shall be determined during the

trial. Keeping in view the gravity of allegations against the petitioner and reasonable possibility of his trying to tamper with the prosecution witnesses and absconding even if released on bail, no ground for grant of regular bail to him is made out.

Therefore, finding no merit in the petition, the same stands dismissed.

28.9.2020

Brij

(H.S.MADAAN)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No