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

CRM-M No. 32948 of 2020
Date of Decision: 27.10.2020

Harshdeep Singh @ Bablu and another

-Petitioners

Vs

State of Punjab

-Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. P.S. Ahluwalia, Advocate, and
Mr. Shaurya Puri, Advocate,
for the petitioners.

Mr. Ramdeep Partap Singh, D.A.G., Punjab.

RAJ MOHAN SINGH, J. (ORAL)

The case has been taken up for hearing through
video-conferencing.

Petitioner seeks grant of regular bail under Section
439 Cr.P.C. in case bearing FIR No.94 dated 11.05.2020 under
Sections 302, 459, 324, 323, 506, 148, 149 IPC registered at
Police Station City Dhuri, District Sangrur.

FIR was registered on the basis of statement of
Harpreet Kaur who alleged that she had a fight with her
neighbour Nikki and two sons namely Akashdeep @ Gaggi and
Jashandeep Singh about 4-5 months ago.

On 10.05.2020, at about 9.00 PM, Nikki and her two

sons namely Akashdeep @ Gaggu and Jashandeep Singh had started fighting with the husband of the complainant. Complainant brought her husband inside the house and closed the gate. After some time, many persons had assembled outside the gate of the complainant and started exhorting and banging with dandas. When the complainant party did not open the gate, then the petitioners namely Harshdeep Singh @ Bablu and Samardeep Singh climbed over the gate and by coming inside, opened it, facilitating others to come inside.

Petitioner No.1 along with Jashandeep Singh and Akashdeep @ Gaggu dragged the husband of the complainant outside in the gali. Petitioner No.2 handed over his knife to Sahil Qureshi, who in turn inflicted stab blows in the abdomen of the husband of the complainant. Akashdeep @ Gaggu also inflicted knife blow on the person of the husband of the complainant.

It has been alleged that the petitioners were part of unlawful assembly. Petitioner No.1 was involved in dragging the husband of the complainant along with others, whereas petitioner No.2 handed over his knife to Sahil Qureshi, co-accused.

Learned State counsel, on the other hand, submits that the petitioners have actively participated in the murder of Gurdeep Singh.

Challan has already been presented and the petitioners may influence the witnesses during trial.

At this stage, looking to the part attributed to the petitioners, keeping in view their custody since 12.05.2020 and the situation arising out of pandemic COVID-19, the petition is allowed. Petitioners are directed to be released on regular bail, subject to their furnishing adequate bail bonds/surety bonds to the satisfaction of trial Court/concerned Duty Magistrate.

Nothing expressed hereinabove would be construed to be an opinion on the merits of the case.

27.10.2020
Jyoti Sharma

(RAJ MOHAN SINGH)
JUDGE

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| 1. | Whether speaking/reasoned | : | Yes/No |
| 2. | Whether reportable | : | Yes/No |