

In the High Court of Punjab and Haryana at Chandigarh

248

CRM-M-30722-2021 (O & M)
Date of Decision: October 26, 2021

BAKHTAUR SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Saurabh Kaushik, Advocate
for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking regular bail in FIR No.53 dated 21.04.2015, under Sections 302, 365, 201, 420 and 489 IPC, registered at Police Station Urban Estate, Patiala, District Patiala.

Learned counsel for the petitioner contends that the petitioner has been falsely implicated in this case just because he was the driver of the deceased. There is no prima facie material which would connect the petitioner with the commission of the offence; besides, the last seen evidence of Wazir Kaur. Wazir Kaur in her deposition has stated that she came to know about the death of Jaspal Kaur on 22.04.2015 and she had gone to the police station after she was telephonically asked to do so in the interval of 3.00 to 4.00 pm. Bakhtaur Singh was already in police custody when her statement was recorded. Sukhpal PW and his wife were also present there. He, therefore, contends that the petitioner has been falsely implicated. The petitioner is in custody for over 6 ½ years.

Learned State counsel, however, contends that it is a double murder case in which Jaspal Kaur and her son were murdered. The petitioner was the driver and there are call and location records to the effect that the petitioner was present with the deceased at the time of occurrence. He upon instructions from ASI Rachpal Singh states that 31 out of 43 prosecution witnesses have been examined and the trial is nearing completion.

Heard.

The petitioner is alleged to be the driver of the deceased. In the incident, 02 persons had been murdered. The petitioner is the sole accused and IG, Patiala Range had constituted a SIT to investigate the matter. The trial is nearing completion as 31 out of 43 prosecution witnesses have been examined. The petitioner is in custody for over 06 years and, therefore, it would be in the interest of justice if the trial Court is directed to expedite the trial.

Without expressing any opinion on the merits of the case, I do not deem it appropriate to grant the concession of regular bail to the petitioner at this stage.

The petition is dismissed.

However, keeping in view the long custody of the petitioner, the trial Court is directed to conclude the trial expeditiously.

(ANUPINDER SINGH GREWAL)
JUDGE

October 26, 2021
A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No