

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

208

CRM-M-35601-2019

Date of decision : 05.02.2021.

Raja Singh @ Raju and another

... Petitioners

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Jupinder Pal Singh Brar, Advocate for the petitioners.

Mr. Dhruv Dayal, Senior DAG, Punjab.

Anupinder Singh Grewal, J. (Oral)

The petitioners are seeking regular bail in FIR No.20 dated 04.03.2018, under Sections 302, 364, 201, 148 and 149 IPC, registered at Police Station Nandgarh, District Bathinda.

Learned counsel for the petitioners contends that there is a delay of 20 days in registering the FIR. It is stated in the FIR itself that the body of the deceased was bathed and injury marks were seen but the complainant and other family members had cremated the body without any postmortem or informing the police. It is further alleged that one Paramjit Kaur had come to their house after 20 days of the occurrence and had informed them that the petitioners and other accused had taken away the deceased and forcibly administered chillies. The deceased was also beaten up which resulted in his death and his body was thrown in the canal. Learned counsel also contends that petitioner No.1 is in custody since 07.03.2018 while petitioner No.2 is in custody since 13.04.2018

and are not involved in any other criminal case. Co-accused, namely, Sukhpreet Kaur @ Sukhi has been granted regular bail by this Court in CRM-M-12876-2020, on 20.07.2020.

Learned State counsel, upon instructions from ASI Gurtej Singh, that 01 out of 24 prosecution witnesses has been examined. He also contends that the daughter-in-law of the petitioners was missing and they had suspected the deceased to have a role in her disappearance.

Heard through video conferencing.

In view of the above especially when there is a delay of 20 days in registering the FIR, the postmortem had not been conducted, the petitioners are in custody for almost 03 years, they are not involved in any other criminal case, co-accused has been granted bail and the conclusion of the trial is likely to take some time due to Covid 19 pandemic, I deem it a fit case to grant the concession of regular bail to the petitioners.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioners are ordered to be released on regular bail on their furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

February 05, 2021
sonia gugnani

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