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

(Through Video-conferencing)

**CRM-M No.50855 of 2019
Date of Decision: 20.07.2021**

BAGHEL SINGH

.....Petitioner

Vs

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. P.S. Sekhon, Advocate
for the petitioner.

Mr. Sandeep Kumar, D.A.G., Punjab.

RAJ MOHAN SINGH, J.(Oral)

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.190 dated 14.07.2019, registered under Sections 382, 34 IPC and Section 25 of the Arms Act at Police Station Sadar Dhuri District Sangrur.

On 20.12.2019, following order was passed by the Co-ordinate Bench of this Court:-

“Learned counsel for the petitioner points to an order of a coordinate Bench of this Court passed in CRM-M-9849 of 2012, on 10.10.2017 (copy Annexure P-3), whereby a direction had been issued to the Crime Branch

of the Punjab Police, to register an FIR as regards the mysterious death of Veer Singh @ Heera, stated to be the brother of the petitioner.

He submits that an FIR having been registered arraigning therein as accused, various police officials including a DSP who is stated to be now posted in District Sangrur, various criminal cases have started getting registered against the petitioner, who is stated to be 17 years old, only to try and pressurize his mother to either withdraw the complaint or to depose in their favour, she being the complainant in the said FIR registered pursuant to the aforesaid directions issued by a coordinate Bench.

Adjourned to 28.01.2020, with the trial court directed to admit the petitioner to interim bail to its satisfaction till the next date of hearing before this court.

Learned counsel for the petitioner in the meanwhile would place on record a copy of the FIR registered pursuant to the aforesaid directions.

20.12.2019

vcgarg

(AMOL RATTAN SINGH)

JUDGE”

Petitioner was 17 years of age at the time of registration of FIR. Brother of the petitioner died in mysterious circumstances and FIR was registered on the direction of the High Court. The grievance of the petitioner is that due to the registration of FIR in respect of mysterious death of Veer Singh @ Heera, the petitioner and his mother were pressurized for withdrawal of the complaint or to depose in favour of the accused arrayed in respect of murder of Veer Singh @ Heera.

Interim regular bail was granted to the petitioner on 20.12.2019 and thereafter the interim bail was made to continue till 20.02.2020. Due to the prevailing circumstances arising out of COVID-19 pandemic, the case could not be taken up after 20.02.2020. It is not in dispute that the petitioner is on interim bail.

Learned State counsel on instructions from HC Paramvir Singh submitted that the challan has been submitted on 18.02.2020 and even charges have been framed on 08.03.2020, but no prosecution witness has been examined so far.

Learned State counsel further submitted that the petitioner is also involved in one more case. Petitioner himself has pleaded the factum of said case in para no.6 of the petition. Petitioner was arrested in that case and was brought on production warrant in the present case. Petitioner is on bail in that case i.e. FIR No.40 dated 16.07.2019 under Sections 382, 323, 148, 149 IPC at P.S. Sehna.

Keeping in view the aforesaid facts and circumstances of the case and without meaning anything on the merits of the case, I deem it appropriate to confirm the order dated 20.12.2019.

In view of above, petition is allowed. Petitioner is ordered to be released on bail, subject to his furnishing fresh adequate bail bonds/surety bonds to the satisfaction of the trial Court/concerned Duty Magistrate.

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

July 20, 2021	(RAJ MOHAN SINGH)
<i>Atik</i>	JUDGE
Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No