

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

219

CRM-M-7841-2022(O&M)

Date of Decision : **February 28, 2022**

DARSHAN SINGH

.....Petitioner

VERSUS

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Through Video Conferencing

Present : Ms. Harmeet Kaur, Advocate for the petitioner.

Mr. Randhir Singh Thind, DAG, Punjab.

JASGURPREET SINGH PURI. J. (Oral)

The present petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.115 dated 21.10.2021 under Sections 302, 307, 326-A, 306 IPC, registered at Police Station Mohkampura, District Amritsar.

It has been submitted by the learned counsel for the petitioner that the petitioner is in custody from 26.10.2021 and the investigation of the case has already been completed and the challan has been presented before the competent Court. She has further submitted that it is a case where earlier the FIR was registered under Sections 307 and 326-A IPC and later on Section 306 IPC was added in view of the fact that the allegations which were contained in the FIR were found to be false and in fact the deceased, namely, Manpreet Singh had alleged that the sister of his wife had poured oil on him and set him ablaze but

thereafter on the basis of the CCTV camera footage it was found that the deceased, Manpreet Singh had poured oil on himself and set ablaze and therefore, the police added Section 302 IPC. She submitted that the other co-accused have been granted interim anticipatory bail by this Court vide Annexures P-2 and P-3. Learned counsel further submitted that once it had come in the CCTV footage camera that the deceased had poured oil on himself, the present petitioner be granted the concession of regular bail.

On the other hand, the learned State counsel has submitted that it is correct that the petitioner is in custody from 26.10.2021 and the investigation of the case is already complete.

I have heard the learned counsels for the parties.

The petitioner is in custody from 26.10.2021 as per the learned counsel for the parties. The other co-accused have been granted interim anticipatory bail by this Court. Investigation is already complete and challan has been presented. It is not the case of the State that in case the petitioner is released on bail then he may influence any witness or may tamper with any evidence or may flee from justice.

In view of the aforesaid facts and circumstances of the present case, I deem it fit and proper to grant bail to the petitioner.

Consequently, the petition is allowed. The petitioner is ordered to be released on bail on furnishing of bail bonds and surety bonds to the satisfaction of concerned Chief Judicial Magistrate/trial Court/Duty Magistrate.

However, anything observed here-in-above shall have no effect on the merits of the case and is meant for deciding the present petition only.

February 28, 2022

ajay-1

(JASGURPREET SINGH PURI)
JUDGE

Whether speaking/reasoned.

:

Yes/No

Whether Reportable.

:

Yes/No