

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

1. CRM-M-21506-2022

Jasvir Singh @ Jassa

...Petitioner

Versus

State of Punjab

...Respondent

2. CRM-M-21518-2022

Lovepreet Singh @ Lovi

...Petitioner

Versus

State of Punjab

...Respondent

Date of decision: 18.05.2022

CORAM:- HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Abdul Aziz, Advocate
for the petitioner(s) in both the petitions.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

This common order shall dispose of above noted two petitions
as they arise out of the same FIR.

Prayer in these petitions, filed under Section 438 Cr.P.C., is for
grant of anticipatory bail to petitioners Jasvir Singh @ Jassa and Lovepreet
Singh @ Lovi in FIR No. 123 dated 14.11.2020 registered under Sections

302, 341, 483, 379, 411, 34, 120-B of the IPC; Section 207 of the Motor Vehicle Act and Section 25 of the Arms Act, 1959 at Police Station Sandaur, District Sangrur (now District Malerkotla).

At the very outset, learned counsel for the petitioners relies upon order dated 09.05.2022 passed in CRM-M-12729-2022, vide which co-accused Vikram Khan has already been granted the concession of anticipatory bail by this Court. The operative part of the order reads as under:

“Counsel for the petitioner has submitted that as per the allegations in the FIR, registered at the instance of one Gorakhnath, it is stated that his nephew Parminder Singh @ Happy has solemnized marriage with one Amandeep Kaur for about 02 years ago and about 02 months ago, he received a phone call from Dharminder Singh @ Ghora, Lovepreet Singh @ Lavi, Vicky and Jassa Singh and they called him outside the house and when he came out, they started hitting brick bats to him, due to which Parminder Singh @ Happy went inside the house and locked the gate. In the meantime, the aforesaid persons started pelting brick bats and later on, a compromise was effected but Dharminder Singh @ Ghora was threatening him. On 14.11.2020, when the complainant was sitting on the corner of the road, Parminder Singh @ Happy and Rajinder Singh @ Jindri were coming on a motorcycle and when they reached near the house of Dharminder Singh, then Dharminder Singh @ Ghora, Lovepreet Singh @ Lavi and 02 unknown persons came in front of the motorcycle and in the meantime, Rajinder Singh @ Jindri fled away and the nephew of the complainant tried to turn his motorcycle then, Dharminder Singh @ Ghora fired 02 shots on him and fled away. The injured was taken to hospital where he died.

Counsel for the petitioner has argued that no specific injury is attributed to the present petitioner Vikram Khan @

Vicky and no challan was presented against him under Section 173(2) Cr.P.C. It is also submitted that the petitioner has now been summoned as an additional accused in an application filed under Section 319 Cr.P.C., which was allowed by the trial Court vide order dated 11.02.2020. Lastly, it is submitted that the petitioner will not challenge the summoning order and will also surrender before the trial Court and face the proceedings, in accordance with law.

Counsel for the State has not disputed the factual position but opposed the prayer for bail.”

Learned counsel further submits that the allegations against the petitioners are identical to that of aforesaid co-accused and the petitioners were also found innocent during investigation and now they have been summoned as additional accused under Section 319 Cr.P.C.

Learned counsel further submits that he has instructions to say that the petitioners will not challenge the summoning order passed under Section 319 Cr.P.C. and will face the trial.

Learned State counsel has not disputed the factual position.

After hearing learned counsel for the parties, considering the aforesaid facts, the present petitions are allowed and petitioners Jasvir Singh @ Jassa and Lovepreet Singh @ Lovi are directed to surrender before the trial Court within a period of 10 days from today and on doing so, the trial Court shall release them on bail subject to their furnishing bail/surety bonds to its satisfaction.

A photocopy of this order be placed on the file of other connected case.

18.05.2022

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No