

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

229

CRM-M-4818-2024 (O&M)
Date of decision : 07.02.2024

Jashanpreet Singh

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. Kamal Narula, Advocate
for the petitioner.

Mr. Iqbal Singh Mann, Punjab.

PANKAJ JAIN, J. (Oral)

1. Present petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case bearing FIR No.166 dated 21.09.2023, registered for the offences punishable under Sections 307, 459, 342 and 34 of IPC and Sections 25/27 of Arms Act (Section 201 IPC added later on) at Police Station Sadar Ferozepur, District Ferozepur.

2. As per the contents of the FIR, it has been alleged as under:-

“Statement of Harpreet Kaur wife of Late Nishan Singh son of Jasvir Singh r/o village Assal, police station Sadar Ferozepur aged about 28 years, mb. no.62838-48816. Stated that I am resident of above said address and a household lady about 10 years ago, my marriage was solemnized with Nishan Singh r/o Assal. I have two children, son aged about 5 years and daughter aged about 8 years. My husband Nishan Singh has expired in the year 2018, Now I, my both children and my mother in law and sister in law Amandeep Kaur @ Mannu Baba are residing. I and my mother in law alongwith our

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children were slept in one room and in another room my sister in law namely Amandeep Kaur @ Mannu was sleeping and our servant namely Jashan was slept in the cattle hut. On dated 20/21.09.2023 at about 01.00 pm two unknown persons were entered into our house after, crossing the wall who entered our room, after woke us up, the keys of our house and mobile phone mark Apple iPhone, in which 62838-48816 number is working and mobile phone of my mother in law Gurmeet Kaur, which is keypad phone and touch phone of my daughter. They had pistol, due to the fear, we gave them keys and mobile phone. After that out of them one gentleman had locked me in the washroom, which situated in the room and shoot my mother in law. I heard the noise of firing in the washroom and I raised alarm Bachao-Bachao. On that my sister in law wake up in the second room, who also raise alarm and accused persons ran away from the spot. My sister in law open the door of washroom, then we saw that my mother in law Gurmeet Kaur was lying in the floor of our house. She received fire arm in the left side of her chest and blood was oozing, who was semi conscious. To whom, we arrange the vehicle and admit at Baghi Hospital, Ferozepur, due to the unstable condition my mother in law Gurmeet Kaur was referred at GMC Ludhiana. I become unconscious after see the incident, due to that my relative Sukhwinder Singh has arrange the vehicle and admitted me at Civil Hospital, Ferozepur, where my treatment is going on. Now I disclosed everything to you. Statement is recorded, heard, it is correct.”

3. As per the prosecution during course of investigation, it has been unearthed that co-accused Gaurav Bhatti, Daler Singh, Aman Singh, Mama and Raman conspired together to commit murder of Gurmeet Kaur

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and the petitioner being part of conspiracy handed over an amount of Rs.90,000/- to co-accused Gaurav Bhatti for purchasing pistol from Raman and Mama. The allegation is that Amandeep Kaur @ Manu Baba was the prime conspirator.

4. Counsel for the petitioner submits that Amandeep Kaur @ Mannu stands admitted to bail. Likewise, Amandeep Singh @ Amna also stands admitted to bail by the orders passed in this Court dated 21.12.2023 in CRM-M-63542-2023 and that dated 12.01.2024 in CRM-M-392-2024 respectively. He further submits that the challan stands presented. Investigation is complete and the petitioner is behind bars for last more than 04 months and 11 days.

5. Having heard rival contentions after carefully gone through the records of the case, keeping in view the incarceration suffered by the petitioner and the fact that challan stands presented and keeping in view the nature of allegations against the petitioner, the present petition is allowed. Petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.

6. Needless to say nothing recorded herein shall be construed to be an expression of an opinion on the merits of the case.

7. Since the main case has been decided, pending miscellaneous application, if any, shall also stands disposed off.

(PANKAJ JAIN)
JUDGE

07.02.2024

Dinesh

Whether speaking/reasoned :
Whether Reportable :

Yes
No