

CRM-M-35113-2024

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

CRM-M-35113-2024

Date of Decision: 16.10.2024

Taranjeet Singh

..... Petitioner

Versus

State of Haryana

.....Respondent

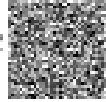
CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Amit Khari, Advocate for
Mr. Vijay Pratap Singh, Advocate for the petitioner.
Mr. Tanuj Sharma, AAG, Haryana.

Rajesh Bhardwaj, J. (ORAL)

1. Present second petition has been filed for grant of regular bail to the petitioner in case FIR No.54, dated 27.02.2022, under Sections 302, 120-B and 34 IPC (Sections 148, 149, 323, 325 IPC and Sections 25/54/59 of Arms Act, 1959 added lateron), registered at Police Station Chhachhrauli, District Yamuna Nagar.

2. Adumbrated facts of the case are that statement of complainant Kulvinder Kaur was recorded, wherein it was alleged that on 26.02.2022 at about 8.30 p.m, her husband Gurvinder Singh alias Sunny went for walk after having dinner. After some time, at about 9.00 p.m, she came to know that some boys gathered at the road and were planning to fight with her husband Gurvinder Singh and his friend Deepak Kumar. On this information, she alongwith her younger son reached at the road. She saw three motorcycles with three boys on each motorcycle. Some of the boys were wearing masks and they were armed with *dandas*. They were saying that they would teach her husband a lesson on account of fight on previous date and would kill him. They immediately alighted from their motor cycles

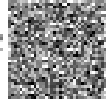


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and started giving danda blows to Deepak Kumar. Gurbaj Singh and Jagnoor Singh caught hold of the arms of her husband Gurvinder Singh and Sandeep Singh, who was armed with knife, gave knife blow in the stomach of her husband Gurvinder Singh many times. Her husband fell on the ground and was in the pool of blood. In the meanwhile, Deepak fell on the ground due to injuries on his leg. She could not help them. She took her husband and Deepak Kumar in Civil Hospital, Chhachhrauli by arranging private vehicle. Doctor declared her husband dead. Request was made to take legal action against all the accused. On the basis of complaint, the FIR was registered and the investigation commenced. The petitioner was arrested on 28.02.2022. He approached the Court of learned Additional Sessions Judge, Yamuna Nagar praying for the grant of bail. However on hearing both the sides, the same has been declined the same vide order dated 28.05.2024. Thereafter, the petitioner approached this Court by way of filing CRM-M-20059-2023, praying for grant of bail, however, the same was dismissed as not pressed vide order dated 28.04.2023. Hence the petitioner is again before this Court praying for the grant of regular bail by way of filing the present second petition.

3. Learned counsel for the petitioner, at the outset, prays for the grant of bail to the petitioner on the basis of parity with that of the co-accused, namely, Kuldeep. He has drawn the attention of this Court to the order dated 20.09.2024 passed by this Court in **CRM-M No.46173 of 2024**, whereby the co-accused of the petitioner, namely, Kuldeep has been granted the concession of bail. He has submitted that the case of the petitioner is at par with the co-accused. He submits that the petitioner is in custody since



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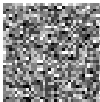
28.02.2022. He submits that all the material witnesses including the complainant have been examined before the trial Court. He further submits that in all there are seven accused in the present case, out of which two accused have been granted bail. He submits that on the basis of the parity, the petitioner deserves to be granted bail as the case of the petitioner is similar to that of the co-accused, who has already been granted bail.

4. Learned counsel for the State has endorsed the same and has submitted that the petitioner is at par with the co-accused, namely, Kuldeep. He has submitted that out of 28 prosecution witnesses, 09 witnesses have been examined.

5. Heard.

6. After hearing learned counsel for the parties and perusing the record, it is apparent that the petitioner is behind bars since 28.02.2022. In all there are seven accused in the present case, out of which two accused, namely Kuldeep and Jagnoor @ Noor (juvenile) are on bail and the case of the petitioner is at par with co-accused Kuldeep, who has been granted regular bail by this Court vide order dated 20.09.2024. Out of total 28 prosecution witnesses, 09 witnesses including the complainant have been examined.

7. This Court would refrain itself from commenting anything on the merits of the case. Keeping in view the arguments raised by both the sides, this Court is of the opinion that learned counsel for the petitioner succeeds in making out a case for grant of regular bail to the petitioner on the basis of parity. Accordingly, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail/surety



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bonds to the satisfaction of the concerned trial Court/Duty Magistrate.
Nothing said herein shall be treated as an expression of opinion on the merits of the case.

16.10.2024
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(RAJESH BHARDWAJ)
JUDGE
Whether Speaking/Reasoned : Yes/No
Whether Reportable : Yes/No