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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-46651-2024

Date of Decision:- 08.11.2024

Kamalpreet Singh alias Jassa

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM:-HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Navinder Jit Singh Dandiwal, Advocate
for the petitioner.

Mr. Neeraj Madaan, Sr. DAG, Punjab.

AMARJOT BHATTI, J.

1. Petitioner – Kamalpreet Singh alias Jassa has filed petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail in FIR No. 002 dated 03.01.2023, under Sections 364-A, 343, 212, 120-B, 148 and 149 of IPC and Sections 25, 27, 54, 59 of Arms Act, registered at Police Station Dhilwan, District Kapurthala (Annexure P-1).
2. As per the facts of case, Rajbir Kaur – complainant gave her statement to police that her husband Lakhwinder Singh is an agriculturist. Two of her sons are residing in U.S.A. and her daughter is married. On 03.01.2023, when she was present in Gurudwara, she received information that her husband was abducted for ransom. Matter was reported to police.

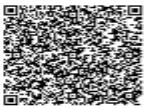
As per status report, during inquiry and checking of CCTV footage, it came into light that Lakhwinder Singh was abducted in black

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colour Safari car bearing Registration No. PB-46-L-0097 and two persons on a motorcycle were also following said Safari car. During investigation, on the basis of disclosure statement of Pawanveer Singh, accused Jass, Jeeta, Harman alias Harman Jit Singh, Gurmukh, Vijay and two unknown persons were nominated vide DDR No. 34 dated 11.01.2023.

3. Learned counsel for petitioner pointed out that all the allegations levelled against the petitioner are false. Present petitioner was arrested in this case on 06.03.2023 and till date he is behind the bars. Co-accused Vijay Kumar alias Hunter was granted regular bail in CRM-M-50038-2023, vide order dated 23.05.2024 (Annexure P-3), Gurmukh Singh alias Gora was granted regular bail in CRM-M-34061-2023, vide order dated 23.05.2024 (Annexure P-4) and Harman Jit Singh was granted regular bail in CRM-M-33836-2024, vide order dated 18.10.2024. It is pointed out that trial is going at a slow pace. Material witnesses i.e. complainant Rajbir Kaur and alleged victim Lakhwinder Singh have gone abroad. Therefore, trial of this case is likely to take some time. Petitioner is ready to abide by the terms of bail order. Therefore, his regular bail petition may be allowed.

4. Bail petition is opposed by learned counsel representing State. As per status report, after completion of investigation, challan is already presented and case is fixed for prosecution evidence. Specific role is attributed to petitioner. He is also involved in two other FIRs detailed in status report. Therefore, considering gravity of offence, petitioner is not entitled to be released on bail.



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5. I have considered the arguments and have gone through the record carefully. No doubt allegations are serious and name of present petitioner cropped up during investigation. He is behind the bars since 06.03.2023. Three other co-accused as referred above are on bail. In the aforesaid bail orders, it is revealed that complainant Rajbir Kaur and alleged victim Lakhwinder Singh are abroad, therefore, their statements could not be recorded and case was adjourned for recording statements of other prosecution witnesses. In the light of aforesaid facts, trial of this case likely to take some time. Other FIRs registered against petitioner will be decided on its own merits. Without commenting on merits, regular bail petition filed by petitioner – Kamalpreet Singh alias Jassa is allowed. He is ordered to be released on bail on furnishing bail bonds and surety bonds to the satisfaction of trial Court/Duty Judge concerned.

6. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

08.11.2024
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(AMARJOT BHATTI)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No