



CRM-M-65430-2023

-1-

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

CRM-M-65430-2023

Date of Decision: 29.10.2024

Ranjit Singh @ Aman

..... Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Bikramjit Singh Randhawa, Advocate for the petitioner.

Mr. J.S.Arora, DAG, Punjab.

Rajesh Bhardwaj, J. (ORAL)

1. Petitioner has approached this Court by way of present third petition praying for granting him regular bail in case FIR No.19 dated 25.01.2021 under Sections 302, 34 IPC registered at Police Station Majitha, District Amritsar Rural.

2. As per facts of the case, complaint was lodged by complainant Sukhchain Singh. It was alleged that that his brother Jobanpreet Singh was about 31 years of age and he was doing the business of finance for which used to collect loan installments. On 25.01.2021 at about 10:30 a.m. his brother Jobanpreet Singh left alongwith his friend Shamsher Singh @ Shera to collect the installments. At about 04:30 p.m., the complainant and his brother Gurkirtan Singh were present at Subzi Mandi, Majitha where they saw his brother Jobanpreet talking with Roshan Singh. Thereafter, his brother Jobanpreet Singh went with Roshan Singh on his scooty. Subsequently, the complainant received a message that Roshan Singh was fighting with his brother Jobanpreet Singh in his house. He went there and saw that his brother Jobanpreet Singh was lying down and Aman (petitioner) and Manga had tied the parna around his neck. Roshan Singh was giving Datar blows on the head and face of his brother. On raising the alarm, all the



CRM-M-65430-2023

-2-

accused fled away from the spot. Due to the injuries his brother Jobanpreet Singh died. Request was made to take legal action against the culprits. On the basis of the complaint, the FIR was registered and the investigation commenced. Postmortem of the dead body was conducted. The petitioner was arrested on 07.02.2021. On completion of the investigation, challan was presented and the trial commenced. The petitioner approached the Court of learned Additional Sessions Judge, Amritsar, praying for grant of regular bail, however, on hearing both the sides, learned Court declined the same vide order dated 29.04.2021. Thereafter, the petitioner approached this Court twice by way of filing CRM-47122-2022 and CRM-M-26720-2023, which were dismissed as withdrawn. Hence, the petitioner is before this Court by way of filing the present third petition praying for grant of regular bail.

3. It has been vehemently contended by counsel for the petitioner that petitioner has been falsely and frivolously implicated in this case. He has submitted that though it was a blind murder, however, the complainant has been projected as eye witness of the occurrence. He submits that the allegations levelled against the petitioner is that he tied parna around the neck of deceased Jobanpreet Singh. It is submitted that as per the postmortem, there were nine injuries caused to the deceased and he died on account of the injuries suffered by him. It is submitted that there is no allegation against the petitioner that he was armed with any weapon and he caused any injury to the deceased. He further submits that the main accused Roshan Singh against whom the allegations of giving datar blows are there, has already died. It is submitted that the petitioner is behind bars since the date of his arrest i.e. more than three years and till date the prosecution had



CRM-M-65430-2023

-3-

not been able to examine even half of the witnesses. He submits that the petitioner has no criminal antecedents and thus, in the facts and circumstances, he deserves to be granted bail.

4. Learned State counsel has opposed the submissions made by counsel for the petitioner. He has submitted that case of the prosecution is based on the eye witness account where the petitioner was seen playing an active role in the commission of murder of the deceased. It is submitted that though the main accused Roshan Singh has died, however, the petitioner had the common intention to kill the deceased. It is submitted that out of total 23 prosecution witnesses, 03 witnesses, have been examined till date. He submits that as per instructions received by him, the petitioner is not involved in any other case.

5. Heard.

6. After hearing counsel for the parties and perusing the record, it is apparent that the petitioner was arrested in this case on 07.02.2021 and since then he is behind bars. The allegations against the petitioner are regarding tying the parna around the neck of the deceased, whereas, datar blows was given by co-accused Roshan Singh, who is no more. There is nothing on record to show that the petitioner is involved in any other case. Out of total 23 prosecution witnesses, 03 witnesses have been examined.

7. The veracity of the allegations would be assessed only after the conclusion of the trial and on the appreciation of evidence to be led by both the parties before the trial Court. This Court would refrain itself from commenting anything on the merits of the case. The trial of the case will take sufficient long time. Keeping in view the arguments raised by both the

sides and perusing the record, 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.

8. Accordingly, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail/surety 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.

		(RAJESH BHARDWAJ)
		JUDGE
29.10.2024	Whether Speaking/Reasoned :	Yes/No
sharmila	Whether Reportable :	Yes/No