



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

[CRM-M-3978-2025](#)

Date of Decision:- 07.02.2025

Sanjeev alias Sanjeev Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.Arshdeep Singh Brar, Advocate
for the petitioner.
Mr.Amit Kumar Goyal, Addl.A.G., Punjab.

DEEPAK SIBAL, J. (Oral)

1. This is the second petition filed under Section 483 of Bharatiya Nagrik Suraksha Sanhita, 2023 for the grant of regular bail to the petitioner in case FIR No.141 dated 23.07.2021 under Sections 302, 148, 149 and 201 IPC and Sections 25 and 27 of the Arms Act, 1959 registered at Police Station Dharamkot, District Moga.
2. The petitioner, alongwith other co-accused, is being prosecuted for the murder of Guravtar Singh.
3. Learned counsel for the petitioner contends that the petitioner has been falsely implicated in this case; even if the case of the prosecution is taken as the gospel truth, though vehemently denied, the role attributed to the petitioner is that he took the deceased at the place of occurrence where the co-accused Jaswant Singh fired and killed the deceased-Guravtar Singh; through order dated 05.07.2023 passed by this Court in CRM-M-34687-2022-*Jaswant Singh vs. State of Punjab*, the aforesaid Jaswant Singh has already been granted regular bail and the primary reason for the same was that the alleged eye witness had turned hostile as also because the murder weapon had not been recovered by the prosecution; the case of the present petitioner stands on a much better footing than that of Jaswant Singh; it is true that the petitioner was declared a proclaimed offender but prior thereto

he was not served in terms of Section 82 Cr.P.C.; similarly placed co-accused namely Harpreet Singh has already been granted regular bail by this Court through order dated 17.01.2025 in CRM-M-12719-2024; the petitioner has undergone actual custody of 01 year 05 month and 14 days; all material witnesses in the petitioner's trial have been examined but they have not supported the prosecution case and that since 13 prosecution witnesses still remain to be examined in the petitioner's trial the same will take a long time to conclude.

4. Learned State counsel opposes the grant of bail to the petitioner on the ground that the petitioner alongwith other co-accused murdered Guravtar Singh and that there are other criminal cases pending against him.

5. After considering the above rival submissions, the present case is considered to be a fit one in which the petitioner be directed to be released on regular bail. Resultantly, subject to the satisfaction of the CJM/Duty Magistrate, Moga, the petitioner is directed to be released on bail.

6. It is clarified that the above observations have been made only for the limited purpose of deciding the present regular bail application and the same would not be construed to be an expression of opinion on the merits of the case.

07.02.2025

sd

(DEEPAK SIBAL)
JUDGE