



227

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

CRM-M-10298-2025**Date of Decision: 21.05.2025**

Balwant Singh alias Kaka

...Petitioner

vs.

State of Punjab

...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Umesh Aggarwal, Advocate
for the petitioner.

Mr. Ravneet Singh Joshi, DAG, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the instant petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 with a prayer to grant regular bail to him in case FIR No.28 dated 17.03.2022 registered under Sections 302/34 of IPC (Section 201 of IPC added later on) at Police Station 'C' Division, Amritsar.

2. The FIR in the present case was got registered by Rekha, by alleging that her youngest daughter namely Priya @ Khushi was married to Ajay Singh @ Ajay son of Satnam Singh, co-accused for the last about five years. Her daughter was also having one daughter namely, Pari, aged about four years. Her husband Ajay Singh @ Ajay was a drug addict and used to beat her up. Sometimes ago, she informed the complainant that all her earnings were spent by her husband Ajay Singh @ Ajay on drugs. Priya @ Khushi had given a sum of Rs.4 /5 lacs or her jewellery to Balwant Singh @ Kaka, petitioner and now he was not returning the same. Due to this, Ajay Singh @ Ajay and her

father-in-law Satnam Singh used to quarrel with her and also used to beat her up. On 17.03.2022, she got the information that her daughter Priya @ Khushi had died and the dead body was lying in the house of in-laws. The complainant further alleged that her daughter had been killed by her husband Ajay Singh @ Ajay, her father-in-law Satnam Singh, her mother-in-law Jaspal Kaur and Balwant Singh @ Kaka, petitioner and Tirath Singh by strangulating her.

3. Learned counsel for the petitioner contends that the petitioner is the maternal uncle of Ajay Singh @ Ajay, husband of the deceased and had no relation with the matrimonial dispute pending between the main accused and the deceased. Even Ajay Singh @ Ajay and Priya @ Khushi were married for the last five years and there was no complaint prior to this. He further contends that in fact, the petitioner had come at the place of occurrence after the injuries were caused to the deceased by the other accused. Thus, at the worst, he could be prosecuted only for the offence punishable under Section 201 of IPC. Moreover, there was no offence against him to connect him with the crime.

4. On the other hand, learned State counsel has vehemently opposed the prayer made by learned counsel for the petitioner on the ground that serious allegations have been levelled against the present petitioner and he does not deserve the concession of bail by this Court.

5. I have heard the learned counsel for the parties and perused the record carefully.

6. In the present case, it is not in dispute that Satnam Singh @ Mundi, Jaspal Kaur and Tirath Singh have already been granted the concession of bail by this Court and the petitioner is at par with them. Moreover, the petitioner is

in custody for the last more than 01 year and the challan has been presented against him.

7. Without commenting on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial on his furnishing bail bonds and surety to the satisfaction of the concerned trial Court/ Duty Magistrate/Chief Judicial Magistrate.

21.05.2025
hemlata

(N.S.SHEKHAWAT)
JUDGE

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