



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

Date of decision: 19.11.2025

218 CRM-M-21697-2025
KRISHAN SINGH ALIAS MITHUPetitioner

Versus

STATE OF PUNJAB ...Respondent

224 CRM-M-40284-2025

HARPREET SINGH ALIAS GOLDYPetitioner

Versus

STATE OF PUNJAB ...Respondent

241 CRM-M-59994-2025

DHARAMPREET SINGH ALIAS KALIPetitioner

Versus

STATE OF PUNJAB ...Respondent

CORAM: HON'BLE MR. JUSTICE YASHVIR SINGH RATHOR

Present : Mr. Aminder Singh, Advocate
for the petitioner in CRM-M-21697-2025.

Mr. Jasjit Singh Saini, Advocate
for the petitioner (Legal Aid Counsel)
in CRM-M-40284-2025.

Mr. Tanvir Singh Grewal, Advocate
for the petitioner in CRM-M-59994-2025.

Mr. Rahul Jindal, AAG, Punjab.

**YASHVIR SINGH RATHOR. J.(Oral)**

1. By this common order, above noted petitions are being decided together as all the petitions related to common FIR.
2. These petitions under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 have been filed for grant of regular bail to the petitioners in case FIR No.64 dated 24.05.2022, under Sections 308, 325, 341, 506, 427, 148 and 149 of IPC and Sections 302 and 323, 120-B, 341, 320 and 109, IPC (added later on), registered at Police Station Dirba, Sangrur.
3. Status report by way of an affidavit of Rupinder Kaur, PPS, Deputy Superintendent of Police, Sub-Division Dirba filed on behalf of the State is taken on record in CRM-M-40284-2025.
4. The present case was registered on the basis of complaint given to the police by Komal Singh with the allegations that on 22.05.2022 his friends left him near village Kaiper and after some time, one Varinder Kumar @ Ravi came there on his motorcycle and he signalled him to stop, as he was known to him. Thereafter, he boarded his motorcycle. At about 5:00 pm, one car came from behind at a very high speed and hit their motorcycle with an intention to kill them as a result of which, they fell on the road. Happy, Khilli, Mithi, Kalli and Gurjeet Singh were travelling in the said car and they were armed with iron rods and baseball bats. Accused Happy hit rod on his right thigh which got fractured. Gurjeet Singh gave a rod blow on his left knee which also got fractured and Mithi gave baseball bat blow on his face. Khilli gave a rod blow on the right shoulder of Varinder Kumar @ Ravi and Kalli gave a baseball bat blow in the stomach of Varinder Kumar @ Ravi. Thereafter, all the accused caused injuries along with



their weapons on his chin, knee, head and other parts of the body. In the meantime, two-three unknown persons armed with sticks also came there and when they cried for help, all of them encircled them and told them that today they have been saved but they will kill them in future. In the meantime, his father Gyan Singh came at the spot in his car and after seeing the public gathering at the spot, all the accused ran away towards Dirba side along with their weapons. He alleged that the incident was also witnessed by his father Gyan Singh. Thereafter, his father took him as well as Varinder Kumar @ Ravi to Civil Hospital, Sangrur for treatment and Varinder Kumar @ Ravi was referred to some higher hospital and his family members took him to Jivan Hospital Patiala and he sought action against them. Formal FIR was registered and the matter was investigated. Injured Varinder Kumar @ Ravi died on 24.05.2022 and offence under Section 302 IPC was added and accused were arrested. After completion of investigation, final report was presented.

5. I have heard learned counsels for the petitioners as well as learned State counsel and have gone through the record.

6. Learned counsel for the petitioners contended that petitioners have been falsely implicated in the present case. Petitioners Kishan Singh @ Mithu and Harpreet Singh @ Goldy are in custody since 05.01.2023 and petitioner Dharampreet Singh @ Kali is in custody since 26.05.2022. The material witnesses namely Komal Singh (complainant) and his father Gyan Singh have already been examined as PW1 and PW2 respectively, but they have not supported the prosecution case and have been declared hostile. They have not uttered anything incriminating against the accused. Learned counsel further contended that PW1, PW2 and PW3 (cousin of the deceased), who had reached



later on, have not identified the accused to be the assailants. Rather, complainant has deposed that some unknown vehicle had hit the motorcycle, which was being driven in a rash and negligent manner and they suffered injuries on account of the accident and the driver of the offending vehicle ran away from the spot along with the vehicle and he could not note down the registration number of the offending vehicle. Learned counsel contended that co-accused Kulwinder Singh @ Khilli has already been released on bail by this Court vide order dated 16.10.2025 and no other material witness remains to be examined and prosecution case is not likely to improve any further. No useful purpose will thus be served by detaining the petitioners in custody anymore and they may be released on bail.

7. On the other hand, learned State Counsel has opposed the bail and argued that in view of the gravity of the offence, petitioners do not deserve the concession of bail.

8. Petitioners Kishan Singh @ Mithu and Harpreet Singh @ Goldy are in custody since 05.01.2023 and petitioner Dharampreet Singh @ Kali is in custody since 26.05.2022. The allegations against the petitioners are that they along with co-accused had caused injuries to Varinder Kumar @ Ravi and complainant Komal Singh, which resulted in death of Varinder Kumar @ Ravi. However, complainant during his examination has not supported the prosecution case and has stated that they had suffered injuries in a road side accident and he could not note down the registration number of the offending vehicle, whose driver had fled away from the spot. PW2 is his father, who allegedly reached the place of incident and he too has not supported the prosecution case and both of them have not identified the petitioners to be the assailants. Co-accused Kulwinder Singh @ Khilli has already been released on bail by this Court vide



order dated 16.10.2025. No other material witness remains to be examined and in these circumstances, no useful purpose will be served by keeping the petitioners in custody anymore.

9. Having regard to the aforesaid factual position, but without commenting anything on the merits of the case, the present petitions are allowed and petitioners are ordered to be released on bail on furnishing bail bonds and surety bonds to the satisfaction of learned Trial Court concerned, on usual terms and conditions.

10. Pending misc application (s), if any, shall also stand disposed of.

19.11.2025

Priyanka Thakur

Whether speaking/reasoned. :

Whether Reportable. :

Yes/No

Yes/No

(YASHVIR SINGH RATHOR)

JUDGE