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

CRM-M-24791-2025

Date of decision : 10.11.2025

Jagseer Singh**.....Petitioner****versus****State of Punjab****..... Respondent****CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ**

Present :- Mr. Satvir Singh, Advocate
for the petitioner.

Mr. Raj Karan Singh, AAG, Punjab.

RAJESH BHARDWAJ, J. (Oral)

1. Petitioner has approached this Court by way of filing the present petition praying for grant of regular bail to him in case FIR No.112 dated 03.08.2023, under Sections 302, 307, 427 of IPC, 1860, registered at Police Station Sadar Dhuri, District Sangrur.

2. Succinctly facts of the case are that FIR in the present case was lodged on the statement of complainant namely, Kuldeep Singh. It was alleged that on 02.08.2023 at about 08:00 PM, he and his uncle Baldev Singh were going on motorcycle bearing No.PB 59 B 0589 to purchase the liquor. At that time, he saw Jagseer Singh (petitioner) sitting in a Black Scorio Car No.DL 3C AY 1525. When he and his uncle Baldev Singh started going back to the Village on their motorcycle, Jagseer Singh with the intention to kill, hit their motorcycle from behind and ran over the motorcycle. He fell on the road and his uncle Baldev Singh was crushed under the car. He found his uncle Baldev Singh having succumbed to the injuries. He alleged that Jagseer Singh suspected the illicit relations of his



wife with the complainant and hence, in order to take revenge, he had hit their motorcycle with his Scorpio Car and thus, killed Baldev Singh. Request was made to take legal action against the accused. On registration of the FIR, investigation commenced. Postmortem of the dead body was conducted. Statement of the witnesses were recorded. Petitioner was arrested on 03.08.2023. On completion of the investigation, challan was presented. On framing of the charges, trial commenced. Petitioner approached the Court of learned Additional Sessions Judge, Fast Track Special Court, Sangrur praying for grant of bail. However, after hearing counsel for the parties, learned Additional Sessions Judge, declined the same vide order dated 17.04.2025. Aggrieved by the same, petitioner is before this Court by way of filing the present petition.

3. It has been contended by counsel for the petitioner that the petitioner has been falsely and frivolously implicated in the present case. He submits that as per the case of prosecution, complainant had gone to the liquorvent for purchasing of liquor. He submits that *prima facie* case that complainant and deceased were drunk and it was at the most a road side accident. It is submitted that the allegations pertaining to the motive are without any basis. He submits that the prosecution has examined witness Mukhtiar Singh to be witness of occurrence as PW-5 but he has not supported the case of the prosecution. He submits that the material witnesses already stand examined. From the facts and circumstances of the case, offence under Section 302 IPC is also not made out. He has submitted that petitioner has no criminal antecedents and thus, in the facts and circumstances of the case, he deserves to be granted regular bail.

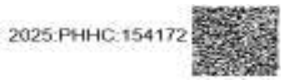
4. Learned State counsel has opposed the submissions made by counsel for the petitioner. He submits that petitioner had a strong motive to



commit the offence. He submits that petitioner had suspected the illicit relations of his wife with the complainant. He submits that complainant was driving the motorcycle whereas, his uncle Baldev Singh was riding pillion. He submits that petitioner had intentionally hit the motorcycle from behind but in the accident, it was the uncle of the complainant who died. He submits that the offence under Section 302 IPC is made out as the intention of the petitioner was clear. On instructions, he has submitted that out of 22 prosecution witnesses, 05 witnesses stands examined and 16 witnesses remains to be examined. He has produced the custody certificate of the petitioner.

5. After hearing counsel for the parties and perusing the record, it is deciphered that the occurrence in the present case has taken place on 02.08.2023. Petitioner was allegedly in the Scorpio Car and the same hit the motorcycle on which the his uncle (deceased) was traveling with the complainant. This Court would refrain from commenting anything on the arguments advanced that whether offence is made out under Section 302 IPC or not. However, custody certificate placed on record shows that petitioner has undergone actual sentence of 02 years, 03 months and 04 days as on 09.11.2025. It further reflects that though petitioner is involved in one other case under the Excise Act however, he is on bail in the same. As submitted out of 22 prosecution witnesses, 05 witnesses have been examined till date.

6. The veracity of the allegations would be assessed only after conclusion of the trial and on the appreciation of evidence to be led by both the parties before the trial Court. The trial of the case will take sufficiently long time. Thus, keeping in view the overall facts and circumstances of the case, this Court is of the opinion that learned counsel for the petitioner



succeeds in making out a case for grant of regular bail. 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.

10.11.2025
m.sharma

(RAJESH BHARDWAJ)
JUDGE

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