



CRM-M-30069-2025

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(225)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-30069-2025

Date of Decision: 06.08.2025

HARPREET SINGH @ HAPPY

... Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Gurpal Singh Sandhu, Advocate
for the petitioner.

Mr. Harkanwar Jeet Singh, Asstt. A.G., Punjab.

JASJIT SINGH BEDI, J.

The prayer in the present petition under Section 483 BNSS, 2023 is for the grant of regular bail in case bearing FIR No.120 dated 05.08.2021 registered under Sections 302, 341, 34 IPC (Section 34 IPC and Section 120-B IPC later on) at Police Station Gidderbaha, District Sri Muktar Sahib, Punjab.

2. The present FIR came to be registered at the instance of Iqbal Singh S/o Aatma Singh and the same reads as under:-

“Statement of Iqbal Singh son of Aatma Singh son of Shyam Singh resident of village Tharajwala, Police Station Lambi, aged about 53 years, Mobile No.99885-60849, stated that I am resident of above-mentioned address and is an labourer. I have one daughter namely Gagandeep Kaur and a son namely Akashdeep Singh. My son is in Indian Army and was now doing duty at Pathankot and had come on holiday. Yesterday, dated 04.08.2021 in the evening at about 06:00 PM my son Akashdeep Singh called me that he is going to Gidderbaha to give party to his friends Ravinder Singh and Sunny and Robinpreet Singh son of Charanjeet Singh resident of Tharajwala in lieu of his new bullet motorcycle and thereafter at around 8:00 PM in the road adjacent to my house that Harpreet



Singh Happy son of Shivraj Singh and Baljinder Singh son of Dilbag Singh on motorcycle, from whom I asked about my son Fauji, upon which Baljinder Singh told me that they are celebrating a party at Gidderbaha alongwith Ravinder Singh alias Sunny and Robinpreet Singh son of Charanjeet Singh residents of Deh and in the party Harpreet Singh alias Happy and Akashdeep Singh quarreled with each other and in anger Harpreet Singh Happy has brought me also in his village on motorcycle and he has picked a sword from his house and I know that they will again have fight and I will stop them from fighting"and I was just having a talk that they went away on motorcycle and I got worried and immediately alongwith my nephew Harvinder Singh alias Jindu son of Dilbag Singh resident of Tharajwala and went behind them immediately on Jindu's motorcycle. At that time at around 08:30 PM from the side of Gidderbaha City Akashdeep Fauji alongwith Ravinder Singh @ Sunny and Robinpreet Singhwere coming on motorcycle of Fauji and at that time they stopped the motorcycle of Fauji and at that time Akashdeep Singh Fauji was not wearing shirt and Harpreet Singh alias Happy said that you were saying in the party that you eat more meat and do not leave it for others and now I will tell you that how to say hungry to others and immediately Harpreet Singh alias Happy started having altercation with my son and he immediately hit sword in the stomach of my son Akashdeep Singh alias Happy and as the sword hit straight on his stomach, he fell down and we immediately tried to save our son that Harpreet Singh alias Happy ran away on his motorcycle alongwith the sword and my son was taken to Hospital of Dr. Hari Narayan, Gidderbaha by my nephew Harvinder Singh alias Jindu on motorcycle of Jagdeep Singh son of Kishan Singh of our village and I went to village to arrange for money for treatment of my son and on reaching the village Dr. Hari Narain had asked to take my son for treatment to Bathinda and my nephew had arranged for ambulance and my son was taken to Neuro Hospital Bathinda where he was treated for sometime but we were asked to take him to some big hospital for treatment, upon which, we took Akashdeep Singh with our own will to Military Hospital, Bathinda where during his treatment he passed away at 01:30 AM in the midnight.



Strict action be taken against Harpreet Singh alias Happy. I Hardeep Singh son of Jaspal Singh resident of Tharajwala, Talwandi Bai recording the statement in the presence of my brother in law. heard. The same is correct. LTI/- Iqbal Singh abovesaid.”

3. The learned counsel for the petitioner contends that the petitioner has been falsely implicated in the present case. There are material discrepancies in the statements of PW1 and PW2 which belies their presence at the spot. There is a delay of one day in the registration of the FIR. As the petitioner is in custody since 05.08.2021 but only 06 of the 25 prosecution witnesses have been examined so far, the trial of the present case is not likely to be concluded anytime soon and therefore, he is entitled to the concession of bail.

4. The learned counsel for the State, on the other hand, contends that the petitioner is the main accused having given a sword blow on the person of the deceased. Both the material prosecution witnesses have supported the case of the prosecution. 06 of the 25 prosecution witnesses already stand examined and apparently, the trial is proceeding steadily and is likely to conclude soon. Therefore, the petitioner is not entitled to the concession of bail.

5. I have heard the learned counsel for the parties.

6. A perusal of the FIR would reveal that the allegations against the petitioner are of having given a sword blow on the abdomen of the deceased. Effectively, he is the main accused. The material prosecution witnesses have supported the case of the prosecution. 06 of the 25 prosecution witnesses already stand examined. Therefore, there is no undue delay in the conclusion of the trial.



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7. In view of the above, I find no merits in the present petition.
Therefore, the same stands dismissed.

(JASJIT SINGH BEDI)
JUDGE

06.08.2025

JITESH

Whether speaking/reasoned Yes/No

Whether reportable Yes/No