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

CRM-M-34486-2024

Date of Decision:24.07.2025

SARDARA SINGH

...PETITIONER

VS.

STATE OF PUNJAB

...RESPONDENT

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

Present : Mr. Rahul Bhargava, Advocate with
Mr. Tanveer Singh, Advocate
for the petitioner.

Mr. Ravneet Singh Joshi, Deputy, A.G., Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 439 Cr.P.C with a prayer to grant regular bail to him in case FIR No.57 dated 16.07.2023, registered under Sections 302, 201, 120-B & 149 of IPC, Police Station Ramdas District Amritsar Rural.

2. Mr. Rahul Bhargava, Advocate has put in appearance on behalf of the petitioner by filing his power of attorney, which is taken on record.

3. Learned counsel for the petitioner contends that in the present case, all the material witnesses i.e. PW-1 Paramjit Kaur, PW-2 Kashmir Kaur and PW-3 Manjeet Singh have turned hostile and have not supported the case of the prosecution. Learned counsel further refers to the order passed by this Court in



CRM-M-35163-2024, whereby the main accused namely Harbhinder Singh @ Bhinder has been granted the concession of regular bail by this Court. The petitioner was arrested in the present case on 16.07.2023 and is in custody for the last more than 02 years. Learned counsel further contends that the prosecution case was based on the testimonies of the aforesaid 03 witnesses and since they have turned hostile, the chances of conviction are bleak.

4. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that the petitioner had also participated in the crime and he does not deserve the concession of bail by this Court. However, he could not dispute the fact that the 03 material witnesses have not supported the case of the prosecution.

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

6. After hearing learned counsel for the parties, this Court is of the considered opinion that the present petition deserves to be allowed by this Court. In fact the prosecution case relies on 03 witnesses namely PW-1 Paramjit Kaur, PW-2 Kashmir Kaur and PW-3 Manjeet Singh, who have already been examined and have not supported the case of the prosecution. Moreover, main accused Harbhinder Singh @ Bhinder has been granted the concession of bail by a co-ordinate Bench of this Court vide order dated 26.05.2025 in CRM-M-35163-2024. Thus, the further custody of the petitioner will not serve any useful purpose.

7. Without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his



furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate, concerned.

24.07.2025
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(N.S. SHEKHAWAT)
JUDGE

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