



IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH
(215)

CRM-M-39079-2025 (O & M)
Date of decision: 10.11.2025

Rajesh alias Deshu
.... Petitioner

V/s

State of Haryana
...Respondent

CORAM: HON’BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Partap Singh, Advocate & Mr. Manav Sharma, Advocate
for the petitioner.

Mr. T.P. Singh, Sr. DAG, Haryana.

JASJIT SINGH BEDI, J. (Oral)

The prayer in the present petition under Section 439 of Cr.P.C.
is for the grant of regular bail to the petitioner in case FIR No.38 dated
28.01.2021 under Sections 302, 201 and 34 IPC (201/34 IPC added later on)
registered at Police Station Pundri, District Kaithal.

2. The present FIR came to be registered at the instance of
Gurpreet Singh and reads as under:-

*Statement of Gurpreet Singh S/o Sh. Harbhajan Singh, R/o
Tyontha road, Habri, Aged 46 years, Mob. No. 9996083004. Stated
that he is residents of above said address and Lamberdar of Village
Habri. He is an agriculturist. He was going for morning walk today
at about 6:30 a.m as a daily routine. When he was going form
Tyontha- Habri road and reached near the fields of Swaran Singh
S/o Ranga Singh, R/o Village Habri, then he found that a dead body
of an unknown person, aged about 50 years & dressed as an*



Aseceitc-Fakir, was lying on the eastern side of road near the electric pole. Thereafter, he informed Joga Singh, Sarpanch village Tyontha and Palwinder Singh, Sarpanch of his village and called them on the spot. It appeared from the bruises on the body of unknown saint that someone had murdered him and threw the dead body at the spot. I have recorded my statement, read out and correct.

*Sd/- Gurpreet Singh
attested:Shamsher Singh, SI, P.S.
Pundri. Dt.28.01.2021*

3. Thereafter, on 03.02.2021, the statement of Pardeep son of Suresh Kumar @ Sangampuri was recorded which reads as under:-

It is submitted that I Pardeep S/o Sh. Suresh Kumar @ Sangampuri, am resident of Shora Kothi, Khurana road, Gali No. 3. Kaithal. My father Suresh Kumar Sangampuri had became a saint from about 10-11 years ago and from about 20-25 days he was residing in the temple of village Jamba, P.S. Pundri. I have also visited 3-4 times to village Jamba to meet my father Suresh Kumar Sangampuri. On 28.01.2021 the dead body of my father was founf by the road side in the field of Habri, a case for committing the murder of my father was registered against unknown persons in the police Station Pundri. Now I have inquired in the village Jamba that Nafe Singh S/o Chatter Singh, Mahender S/o Nek Singh, Ved Pal S/o Neki Ram and Rajesh @ Deshu S/o Satpal, R/o Jamba killed my father Suresh Kumar @ Sangampuri in a well planned manner in Village temple at Jamba and then threw the dead body in the fields of village Habri. Action in accordance with law be taken against Nafe Singh S/o Chatter Singh, Mahender S/o Nek Singh, Ved Pal S/o Neki Ram and Rajesh @ Deshu S/o Satpal, R/o Jamba.

*Applicant.
Pardeep S/o Suresh Kumar @
Sangampuri, R/o Shora Kothi,
Khurana road, Gali No. 3, Kaithal.
Mob: 9034352444
Pundri. Dt. 03.02.2021.*



4. The learned counsel for the petitioner contends that the petitioner has been falsely implicated in the present case based on the disclosure statements and suspicion alone. Three co-accused of the petitioner, namely, Mahendr Singh, Nafe Singh and Ved Pal have been granted the concession of bail by this Court vide orders dated 07.03.2022, 28.04.2022 and 11.05.2022 (Annexure P-6 Colly.). As the petitioner is in custody since 29.05.2024 but only 03 out of the 38 prosecution witnesses have been examined so far, the Trial in the present case is not likely to be concluded anytime soon and therefore, he is entitled to the concession of bail.

5. The learned counsel for the State, on the other hand, has filed a reply dated 07.11.2025 which is taken on record. While referring to the said reply, he contends that the petitioner and his co-accused assaulted the deceased leading to his death. Therefore, he is not entitled to the concession of bail. He, however, concedes that the case is based on circumstantial evidence, that three co-accused/Mahender Singh, Nafe Singh and Ved Pal have been granted the concession of bail, that the petitioner is in custody since 29.05.2024 and that only 03 out of the 38 prosecution witnesses have been examined so far.

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

7. Admittedly, three co-accused have been granted the concession of bail. The petitioner is in custody since 29.05.2024 but only 03 of the 38 prosecution witnesses have been granted the concession of bail. Therefore, the Trial in the present case is not likely to be concluded anytime soon. In this situation, the further incarceration of the petitioner is not required.



8. Thus without commenting on the merits of the case, the present petition is allowed and the petitioner-Rajesh alias Deshu is ordered to be released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of learned CJM/Duty Magistrate, concerned.
9. The petitioner shall appear before the police station concerned on the first Monday of every month till the conclusion of the trial and inform in writing each time that he is not involved in any other crime other than the case(s) mentioned in the State reply dated 07.11.2025.
10. In addition, the petitioner (or anyone on his behalf) shall prepare an FDR in the sum of Rs.25,000/- and deposit the same with the Trial Court. The same would be liable to be forfeited as per law in case of the absence of the petitioner from trial without sufficient cause.
11. The petition stands disposed of.
12. The pending application(s), if any, shall stand disposed of accordingly.

November 10, 2025
sukhpreet

(JASJIT SINGH BEDI)
JUDGE

Whether speaking/reasoned

: Yes/No

Whether reportable

: Yes/No