

2025:PHHC:101561



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

252

CRM-M-40844-2025 (O&M)
Date of decision: 05.08.2025

Lovedeep Singh**...Petitioner****Versus****State of Punjab****...Respondent****CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present:- Mr. Rakesh Kumar Kachura, Advocate
for the petitioner.

Mr. Roshandeep Singh, AAG, Punjab.

MANISHA BATRA, J. (Oral)

1. This petition has been filed by the petitioner under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking regular bail in case bearing FIR No. 154 dated 05.09.2024, registered under Section 105 and 3(5) of Bharatiya Nyaya Sanhita, 2023 at Police Station Lambi, District Sri Muktsar Sahib.

2. Brief facts of the case relevant for the purpose of disposal of this petition are that the aforementioned FIR was registered on the basis of statement recorded by the complainant Sarabjit Kaur on 05.09.2024 alleging therein that in the morning of 04.09.2024, her elder son Gurpreet Singh @ Gopi had been taken from his house by co-accused Shubhdeep Singh @ Raxi, Ekamnoor Singh @ Sharandeep Singh and Gurpreet Singh @ Gora in their car. On the same evening, his son was brought home by petitioner Lovedeep Singh and Ravinder Singh. His condition was critical and he was not found to be breathing. He was taken to Civil Hospital, Malout but was declared to be

2025:PHHC:101561



brought dead. By alleging that co-accused Shubhdeep Singh @ Raxi, Ekamnoor Singh @ Sharandeep Singh and Gurpeet Singh @ Gora had given an injection containing some intoxicating substance to the victim and he died due to overdose of the same, the complainant prayed for taking action in the matter. The postmortem examination of the dead body of the victim and inquest proceedings were conducted. As per the chemical examination report, morphine was detected in the viscera contents. Co-accused Gian Singh @ Giani and the petitioner were also nominated as accused. The petitioner was arrested on 09.09.2024. Investigation qua the petitioners stand completed.

3. It is argued by learned counsel for the petitioner that he has been falsely implicated in this case. Co-accused Gian Singh has been extended benefit of pre arrest bail. Even co-accused Shubhdeep Singh @ Raxi and Ekamnoor Singh @ Sharandeep Singh have been granted concession of regular bail by this Court, vide order dated 22.04.2025 passed in **CRM-M-9567-2025**. The petitioner is in custody since 09.09.2024. In fact the victim himself was a drug addict. His death has occurred due to overdose of drugs. No evidence has been collected to show that the petitioner had administered drugs to the victim. The petitioner had no motive to do so. In fact, on seeing the victim in intoxicant state, he had dropped him at his house as he knew him. He had no hand in the death of the victim. The trial would take considerable time to conclude. His further detention is not going to serve any useful purpose. Accordingly, it is urged that they deserve to be given concession of bail.

4. Custody certificate has been filed by the respondent-State. It is argued by learned Assistant Advocate General, Punjab that keeping in view

2025:PHHC:101561



the gravity of the allegations, the petitioner is not entitled to get benefit of bail. Hence, it is urged that the petition is liable to be dismissed.

5. I have heard learned counsel for the parties at considerable length and have also gone through the record carefully.

6. Co-accused Shubhdeep Singh @ Raxi, Ekamnoor Singh @ Sharandeep Singh and Gurpeet Singh @ Gora are alleged to have taken the victim along with them in the morning of 04.09.2024. The victim was dropped at his house on the same evening by the petitioner and one Ravinder Singh. He had died due to consumption of morphine which is alleged to have been administered by the co-accused. However, it is a debatable question as to whether the petitioner or the co-accused were the persons who had administered intoxicating substance i.e. morphine to the victim? This question will be decided on the basis of thorough assessment and evaluation of the evidence to be produced during trial by the trial Court and not at this stage. The petitioner is in custody since 09.09.2024. The trial would take considerable time to conclude. Above named co-accused have already been granted concession of anticipatory/regular bail, as mentioned above. In view thereof, further incarceration of the petitioner would not serve any useful purpose. In view of the above discussed facts but without meaning to make any comment on the merits of the case, the petition is allowed and the petitioner is ordered to be admitted to bail subject to his furnishing personal as well as surety bonds to the satisfaction of learned trial Court/CJM/Duty Magistrate concerned and further subject to the conditions that he will not leave the country without prior permission of the Court, shall not make any threat, inducement or promise to any person conversant with the facts of the

2025:PHHC:101561



case so as to dissuade him/her from disclosing the truth and shall not misuse the concession of bail.

05.08.2025
Harjeet Kaur/Waseem Ansari

(MANISHA BATRA)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>