



CRM-M-48301-2025

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(225)

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****CRM-M-48301-2025 (O&M)****Date of Decision: 30.10.2025****LOVEJEET SINGH @ LOVE****... Petitioner****Versus****STATE OF PUNJAB****...Respondent****CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI**

Present: Ms. Anju Sharma Kaushik, Advocate with
Mr. Amit Agnihotri, Advocate
Mr. Mani Makkar, Advocate
for the petitioner.

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

JASJIT SINGH BEDI, J.

The prayer in this 2nd petition under Section 483 BNSS, 2023 is for the grant of regular bail in case bearing FIR No.0001 dated 13.01.2022 (Annexure P-1) registered under Sections 302, 323, 148, 149, 120-B, 201 IPC and Sections 25, 27 of Arms Act at Police Station Bhikhiwind, District Tarn Taran.

2. The learned counsel for the petitioner contends that the petitioner has been falsely implicated in the present case. The complainant has passed away before deposing as a prosecution witness. The other eye-witnesses namely, PW1-Baj Singh, PW2-Joban Singh and PW5-Gursahib Singh and PW6-Harjinder Singh have not supported the prosecution case. A similarly situated co-accused of the petitioner namely, Varinder Singh @

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Kalu has been granted the concession of bail by this Court vide order dated 09.07.2025 (Annexure P-8). As the petitioner is in custody since 27.07.2022 but only 11 of the 35 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.

3. A short reply dated 17.09.2025 by way of an affidavit of Preetinder Singh, PPS, Deputy Superintendent of Police Sub Division Valtoha, Camp at Bhikhiwind, District Tarn Taran has been filed on behalf of the State by the learned counsel for the State. The same is taken on record. While referring to the reply, he contends that the nature of the allegations levelled against the petitioner do not entitle him to the concession of bail. He, however concedes that the complainant has passed away, that the material witnesses have not supported the prosecution case, that a similarly situated co-accused namely Varinder Singh @ Kalu has been granted the concession of bail by this Court vide order dated 09.07.2025 (Annexure P-8), that the petitioner is in custody since 27.07.2022 and that only 11 of the 35 prosecution witnesses have been examined so far.

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

5. The veracity of the prosecution case against the petitioner and his co-accused shall be adjudicated upon during the course of the Trial. Admittedly, the complainant has passed away and the material witnesses have not supported the prosecution case. A similarly situated co-accused namely Varinder Singh @ Kalu has been granted the concession of bail by

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this Court vide order dated 09.07.2025 (Annexure P-8). The petitioner is in custody since 27.07.2022 but only 11 of the 35 prosecution witnesses have been examined so far. Therefore, the Trial of the present case is not likely to be concluded anytime soon. In this situation the further incarceration of the petitioner is not required.

6. Thus without commenting on the merits of the case, the present petition is allowed and petitioner-Lovejeet Singh @ Love S/o Sawinder Singh 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.

7. If the petitioner or his family members/associates make any attempt to contact/threaten/intimidate the witnesses in the present case, the State would be at liberty to move an application for cancellation of bail granted vide this order.

8. The petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

30.10.2025

JITESH

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