



CRM-M-53594-2024

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

215 CRM-M-53594-2024

Sandeep Singh @ Bau

...Petitioner

Versus

State of Punjab

...Respondent

212 CRM-M-43680-2024

Dhalwinder Singh @ Ramma

...Petitioner

Versus

State of Punjab

...Respondent

Date of Decision: 20th March, 2025

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Brijesh Nandan, Advocate for the petitioners.

Ms. Swati Batra, Deputy Advocate General, Punjab.

MANISHA BATRA, J (ORAL):-

This common order shall dispose of the aforementioned petitions seeking grant of regular bail in case bearing FIR No. 246 dated 14.09.2020 registered under Sections 302, 201 read with Section 34 of IPC at Police Station City Tarn Taran, District Tarn Taran. The petition filed by petitioner Sandeep Singh is, his second petition, since the first petition filed by him was dismissed as not being pressed, whereas, the petition filed by petitioner- Dhalwinder Singh @ Ramma is, his third petition as previous two petitions as filed by him, had been dismissed as withdrawn and as being not



pressed.

2. Brief facts of the case relevant for the purpose of disposal of these petitions are that on 13.09.2020, the victim Vishal S/o Joginder Singh(complainant) had left home to bring meals from some Dhaba, while informing that he would have supper with his family members. He did not return home till late. The complainant and his family members slept while waiting for him. In the next morning, they found the victim to be missing and started searching for him. Sometime thereafter, his dead body was found lying in a vacant plot located at in the backside of local grain market. There were marks of injuries on the dead body. While suspecting that the present petitioners and two other persons namely Ramnu and Hari Singh with whom the victim had an altercation sometime back, had a hand in his murder, the complainant prayed for taking action. On the basis of his complaint, FIR was registered. Investigation proceedings were initiated.

3. As per the further allegations, on 18.09.2020, one Sham Singh Rana, District President of Balmkiki Kranti Sena and a reputed person of the vicinity, recorded his statement before the police that on 16.09.2020, the petitioners along with Hari Singh, father of the petitioner-Sandeep Singh, had come to him and accused Hari Singh had suffered an extra judicial confession to the effect that on the intervening night of 13/14.09.2020, the victim who used to keep an evil eye on his daughter and harass her, had entered inside his house when all of them were sleeping and sat on the cot of his daughter, who had raised alarm. He disclosed that petitioner Sandeep and himself had woken up and had assaulted the victim. The petitioner Dhalwinder Singh living in the neighbourhood had also reached there, on



hearing noises and he too had caused injuries to the victim, whereas, Amrit Pal Singh, who had also reached there, made a video of the incident on his phone. The statement of Amrit Pal Singh was also recorded. On the basis of statement of Sham Singh Rana, present petitioners and Hari Singh were nominated as accused. Statement of Amrit Pal Singh was recorded by the police under Section 164 of Cr.P.C. and he turned an approver. The petitioners were arrested on 20.09.2020. They were interrogated and suffered disclosure statements admitting their involvement in the murder of the victim and then about throwing his dead body in the vacant plot. Offence under Section 201 of IPC was added. Investigation stands concluded and the petitioners along with the co-accused are facing trial for commission of aforementioned offences.

4. It is argued by learned counsel for the petitioners that they have been falsely implicated in this case. They have been in custody since long. Trial is likely to take considerable time. They have permanent abodes. There are no chances of their absconding. They do not have any criminal antecedents. There is no direct evidence as to their involvement in the murder of the victim. Their further incarceration would not serve any useful purpose. Therefore, it is urged that they deserve to be released on bail.

5. Status reports have been filed by respondent-State. It is argued by learned Deputy Advocate General, Punjab, that keeping in view the gravity of the allegations as levelled against the petitioners, they do not deserve to be released on bail. Therefore, it is urged that the petitions do not deserve to be allowed.

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



length and have gone through the record carefully.

7. The petitioners along with the co-accused Hari Singh are alleged to have committed the murder of the victim on the fateful night. The incident had been captured in the mobile phone of Amrit Pal Singh, who had turned approver and handed over the said video to the police. As per the post-mortem report, the victim was killed in a brutal manner since several injuries had been inflicted on his dead body. The mere fact that the petitioners have undergone certain period of incarceration by itself would not entitle them to be enlarged on bail, nor the fact that the trial is not likely to be completed in near future is sufficient for that purpose. Keeping in view of the nature of the accusations as levelled against him, the quantum of sentence which the conviction may entail and the attendant facts and circumstances of the case but without meaning to make any comment on the merits thereof, I am of the considered opinion that the petition does not deserve to be allowed. Hence, the same is dismissed.

8. Since the main petition has been dismissed, pending application, if any, is rendered infructuous.

9. Photocopy of this order be placed on the file of connected case.

[MANISHA BATRA]
JUDGE

20th March, 2025

Parveen Sharma

1. *Whether speaking/ reasoned*
2. *Whether reportable*

: *Yes / No*
: *Yes / No*