

2025:PHHC:011724



240.

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

**CRM-M-57216-2024**

Date of decision: 27.01.2025

Ranjit Singh alias Rana

....Petitioner

Versus

State of Punjab

....Respondent

**CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL**

Present: Mr. Yajur Sharma, Advocate and  
Mr. Akun Sheemar, Advocate, for the petitioner.

Mr. Amit Rana, Senior DAG, Punjab.

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**MANJARI NEHRU KAUL, J. (ORAL)**

This petition that has been filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail to the petitioner, pending trial, in case FIR No.108, dated 06.12.2023, under Sections 302, 325, 323, 34 of IPC, registered at Police Station Bhindi Saidon, District Amritsar Rural.

Learned counsel for the petitioner submits that the petitioner's false implication in the present case is evident from the fact that all the 03 material witnesses including the complainant, who allegedly witnessed the crime, had not supported the case of the prosecution, as a result of which, all these 03 witnesses had turned hostile. Learned counsel further submits

that since it is a case based on eyewitness account and all the material witnesses have been declared hostile, further incarceration of the petitioner, in the circumstances, would serve no useful purpose, as there can be no apprehension of the witnesses being intimidated or influenced. In support, learned counsel has drawn the attention of this Court to the depositions of the material witnesses which have been annexed with the petition.

In compliance of order dated 27.11.2024, status report by way of affidavit dated 26.01.2025 of Inderjit Singh, P.P.S., Deputy Superintendent of Police, Sub-Division Rajasansi, Amritsar (Rural), has been filed in Court today, and the same is taken on record subject to all just exceptions.

Learned State counsel while opposing the prayer and submissions made by the counsel opposite, has not disputed that not only all the material witnesses have been examined but they have also been declared hostile. Learned State counsel, on further instructions, has not disputed that the case of the prosecution is based on eyewitness account. On further instructions, it has been submitted by the learned State counsel that 45 witnesses remain to be examined and the next date fixed before the trial Court is 13.02.2025. However, the allegations levelled in the FIR, annexed as Annexure P-1, has been reiterated by the learned State counsel, and stands reproduced hereinunder:-

*“Statement of Sukha Singh Son of Sucha Singh Resident of Village Kotli Dasandhi at present Village Chaan Kuhali Police Station Bhindi Saida District Amritsar Age 40 Years*

*Mobile Number 8872167401, stated that I am a resident of the said address. We are three brothers and two sisters. All siblings are married and we three brothers have built our separate houses. Due to the death of my first wife around 17-18 years ago, I had my second marriage with Karamjit Kaur alias Karmo daughter of Bira Singh resident of village Kallewal. From the said marriage I have three children two girls and one boy. My neighbour **Ranjit Singh alias Rana** son of Balwinder Singh, resident of village Chhan Kuhali, used to park his Bolero vehicle in front of my house in my empty space and when he came with the vehicle, he used to play loud obscene songs in the vehicle. I asked him some time back that since my girls are young, don't park your car in my place in front of our house and he left from there grumbling. On 09-11-2023, me, my wife along with our children after eating our dinner were sleeping on separate cots in the veranda in our house. The time was around 11:30 PM and the lights of our house were on. That our neighbour Ranjit Singh alias Rana son of Balwinder Singh, Buta Singh son of Ginda Singh, Meher Singh son of Ghawa Singh all residents of village Chhan Kuhali came riding in Bolero vehicle bearing registration numbered PB-10-DK-1168. Loud songs were being played in the said vehicle and we woke up after hearing the songs. They brought the said vehicle straight towards the veranda in full throttle and hit our cots where we were sleeping. The car hit my bed first due to which my left arm got fractured and I fell on the side. Thereafter, they hit my wife Karamjit Kaur alias Karmo's cot/bed due to which my wife came under the vehicle, and suffered multiple injuries over her body. My children ran away to save their life. After that three of them got down from their vehicle which was being driven by*

*Ranjit Singh alias Rana while Buta Singh son of Gidda Singh, Meher Singh son of Ghawa Singh were sitting in the vehicle with him. And as soon as they got out of the car, Buta Singh made a lalkaara and said, today, I shall be taught a lesson for stopping them to park their vehicle in empty space and playing songs. When I raised hue and cry then my mother Preeto on hearing my cries came to my house. And other people living in our neighbourhood also started to gather, so the above mentioned persons on seeing the gathering of known people, ran away from the spot in their Bolero vehicle. Then I called the ambulance by dialling 108 number and got my wife Karamjit Kaur alias Karmo admitted to Guru Nanak Dev Hospital Amritsar and I myself was also got admitted to Guru Nanak Dev Hospital. The doctor discharged me from the hospital after a few days of treatment. And my wife Karamjit Kaur alias Karmo died during treatment on the evening of 05-12-2023. The respectables of the village tried to get the matter compromised but could not succeed. The motive behind is that my neighbour Ranjit Singh alias Rana son of Balwinder Singh, resident of village Chhan Kuhali, used to park his Bolero vehicle in the empty space in front of my house and used to sit in the vehicle playing loud vulgar songs and I used to stop him from doing so, therefore Ranjit Singh alias Rana son of Balwinder Singh, Buta Singh, Meher Singh with a common intention hit us while we were sleeping in our beds with their Bolero vehicle bearing number PB-10-DK-1168 and caused injuries. Strict legal action should be taken against these persons and justice should given to me. Dated 06-12-2023.”*

I have heard learned counsel for the parties and perused the material placed on record.

The petitioner has been in custody since 19.02.2024 in a case based on eyewitness account. The complainant, who allegedly witnessed the murder in question, did not support the case of the prosecution and was declared hostile. In addition, 02 other eyewitnesses were also declared hostile during trial. Since 45 prosecution witnesses still remain to be examined, the possibility of the trial concluding in the near future seems unlikely.

In the facts and circumstances as enumerated hereinabove, this Court deems it fit to extend the concession of bail to the petitioner.

Accordingly, the instant petition is allowed and the petitioner be admitted to bail on his furnishing bail/surety bonds to the satisfaction of the Trial Court/Duty Magistrate concerned. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

**(MANJARI NEHRU KAUL)**  
**JUDGE**

**January 27, 2025**  
sanjeev

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