



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-62869-2024 (O&M)

Date of Decision:08.01.2025

Lakhwinder Singh @ Lakha

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present:- Mr. Tanvir Singh Grewal, Advocate for the petitioner.

Mr. Malkiat Singh, DAG, Punjab.

JASGURPREET SINGH PURI J.(Oral)

1. The present petition has been filed under Section 483 of BNSS 2023, for grant of regular bail to the petitioner in case bearing FIR No.90 dated 27.07.2024 under Sections 137(2), 87, 64, 70(1), 123 and 238 of BNS registered at Police Station Sadar Sangrur, District Sangrur, Punjab.

2. Learned counsel appearing on behalf of the petitioner submitted that the petitioner has been in custody for 05 months and 07 days and the investigation in the present case has already been completed and the case is at the trial stage. He submitted that the complainant as well as the prosecutrix have already been examined and the prosecutrix during the course of the trial, has not supported the prosecution's version and has been declared a hostile witness. Apart from the above, even the complainant, who is the uncle of the prosecutrix has also not supported the prosecution version and has been



declared hostile. He further submitted that the petitioner was falsely implicated because of ulterior reasons of the complainant and that is why in the trial both the complainant and the prosecutrix have not supported the prosecution version. He submitted that considering the aforesaid facts and circumstances, the petitioner may be considered for the grant of regular bail .

3. On the other hand, learned State counsel submitted that, so far as the custody of the petitioner is concerned, the same is correct and as per the statements of both the complainant and prosecutrix, they have not supported the prosecution version.

4. Mr. Ishan Gupta, Advocate, has appeared on behalf of complainant and prosecutrix and has filed his Power of Attorney, which is taken on record. He submitted that the FIR was lodged on the basis of some misunderstanding and the prosecutrix and complainant have not supported the prosecution version and have turned hostile.

5.. I have heard the learned counsels for the parties.

6. The custody of the petitioner has come out to be about 05 months and 07 days and as per learned counsels for the parties, the investigation in the present case has already been completed and the case is at the trial stage wherein the complainant and prosecutrix have not supported the prosecution version. Therefore, considering the aforesaid facts and circumstances, this Court deems it fit and proper to grant bail to the petitioner.

7. Consequently, the present petition is allowed. The petitioner shall be released on regular bail, if not required in any other case, subject to furnishing bail bonds/surety bonds to the satisfaction of the learned trial Court/Duty Magistrate concerned.



8. However, anything observed hereinabove shall not be treated as an expression of opinion on the merits of the case and is meant for the purpose of deciding the present petition only.

(JASGURPREET SINGH PURI)
JUDGE

08.01.2025

shweta

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