



CRM-M-7387-2026 (O & M)

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(206)

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

CRM-M-7387-2026 (O & M)

Date of Decision: 27.04.2026

Gurwinder Singh @ Gaggi

... Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. S. S. Maini, Advocate
for the petitioner.

Mr. M.S. Toor, AAG, Punjab.

JASJIT SINGH BEDI, J.

The prayer in the present petition under Section 483 BNSS is for the grant of regular bail to the petitioner in case bearing FIR No.168 dated 14.07.2022 under Sections 302, 323 and 34 of IPC, registered at Police Station Lambi, District Sri Muktsar Sahib.

2. The learned counsel for the petitioner contends that the petitioner is not named in the FIR. He has been named in the supplementary statement of the complainant with the allegations that he caught hold of the deceased-Kuldeep Singh whereas Bhinda Singh caused a fatal injury on the person of the deceased-Kuldeep Singh. During the course of the Trial, the complainant-Amarjit Kaur who happens to be wife of the deceased-Kuldeep Singh was examined as PW-2 and has turned hostile. As the petitioner is in

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custody since 22.07.2022 but only 12 out of the 25 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 regular bail.

4. The learned counsel for the State, on the other hand, contends that the allegations against the petitioner are grave inasmuch as he caught hold of the deceased-Kuldeep Singh whereas Bhinda Singh caused a fatal injury with an iron pipe on the head of the deceased-Kuldeep Singh. Therefore, he is not entitled to the concession as prayed for. He, however, concedes that the complainant-Amarjit Kaur wife of deceased-Kuldeep Singh was examined as PW-2 and has not supported the prosecution case as also a fact that the petitioner is in custody since 22.07.2022 and that only 12 out of the 25 prosecution witnesses have been examined so far.

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

6. 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 petitioner is in custody since 22.07.2026 but only 12 of the 25 prosecution witnesses have been examined so far. Therefore, the Trial in the present case is not likely to be concluded anytime soon. In this situation, the further incarceration of the petitioner is not required.

7. Thus without commenting on the merits of the case, the present petition is allowed and the petitioner-Gurwinder Singh @ Gaggi is ordered to



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be released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of learned CJM/Duty Magistrate, concerned.

8. The petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

April 27, 2026
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Whether speaking/reasoned:- Yes/No
Whether reportable :- Yes/No