



239

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

CRM-M-19903-2026 (O&M)

Date of decision :05.05.2026

Gurpreet @ Gopi

.....Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Mohd. Yousaf, Advocate and
Mr. Arzoo Modi, Advocate
for the petitioner.

Mr. Raj Karan Singh, AAG, Punjab.

RAJESH BHARDWAJ, J. (Oral)**CRM-15721-2026**

Application is allowed as prayed.

Main case

1. Present petition has been filed praying for the grant of regular bail to the petitioner in case bearing FIR No.114 dated 23.10.2023, under Sections 302, 506, 148, 149, 120 of IPC, registered at Police Station Bilga, District Jalandhar.

2. Succinctly, the facts of the case are that FIR in the present case was got registered on the statement of complainant, namely, Mahinder Kaur. It was alleged that son of complainant, namely, Jagdeep Singh @ Jaggi, was 36 years of age and he was doing the business of farming/plumbing. It was alleged that on 19.10.2023, at about 05:00 P.M., the complainant was present at the house and in the meantime, Sajan @ Ghai and Gurpreet Singh @ Gopi (present petitioner) came to her house.

The complainant was alone at that time and thus, they threatened her and



asked her to pacify her son, Jagdeep Singh, otherwise, they would teach him a lesson. It was alleged that on 22.10.2023, at about 08:30 P.M., the complainant came to know that some persons were given beatings to her son in the cremation ground. The complainant along with Harjinder Singh @ Raja went to the cremation ground and saw that Chandan Kumar @ Chandi armed with a wooden baseball bat, Gurpreet @ Gopi armed with the wooden shaft of the spade, Sajan @ Ghai armed with the wooden stick, Jaskaran @ Bobby @ Daddu armed with wooden stick and Sahil @ Shelly was empty handed, gave beatings to her son. A friend of her son was trying to save him. It was alleged that Chandan Kumar @ Chandi gave a blow of wooden baseball bat to the son of complainant, which hit on his head and on account of the said blow, the son of complainant fell down. Thereafter, Gurpreet @ Gopi, Sajan Kumar @ Ghai and Jaskaran Singh @ Bobby @ Daddu gave sticks blows to the son of the complainant. Sahil @ Shelly was kicking son of the complainant. Thereafter the accused fled away from the spot along with their respective weapons. The complainant along with Harjinder Singh @ Raja and Jagjit Singh @ Jaggi got admitted her son to the Manjit Hospital, Nurmahal for treatment, where the doctor declared him dead. Thus, the request was made to take legal action against the accused. On the basis of the same, the FIR was registered. On registration of the FIR, the investigation commenced. Resultantly, the petitioner was arrested on 24.10.2023. On completion of the investigation, the challan was presented and on framing of charges, the trial commenced. Petitioner approached the Court of learned Additional Sessions Judge, Jalandhar praying for the grant of bail. However, after hearing both the sides and finding no merit in the same,



the learned Additional Sessions Judge, Jalandhar declined the bail applications filed by both the petitioners vide order dated 09.09.2025. Hence being aggrieved, the petitioner is before this Court by way of filing the present petition praying for the grant of regular bail.

3. Learned counsel for the petitioner, at the outset, prays for the grant of bail on the basis of parity with that of co-accused, namely, Jaskaran @ Bobby @ Daddu and Chandan @ Chandi @ Chanden. He has drawn the attention of this Court to the common order passed by this Court in CRM-M-67231-2025 and CRM-M-71876-2025 of even date i.e. 27.03.2026 whereby co-accused of the petitioner, namely, Jaskaran @ Bobby @ Daddu and Chandan @ Chandi @ Chanden have been granted the concession of regular bail. He has submitted that case of the petitioner is at par with the co-accused, who have been granted bail by this Court. He has further submitted that on the basis of the parity, the petitioner deserves to be granted bail. He has also submitted that the petitioner is behind the bars from last more than 2½ years hence, right of speedy trial is miserably defeated in the present case.

4. Per contra, learned State counsel has opposed the submissions made by counsel for the petitioner. However, he has endorsed the fact that case of the petitioner is at par with co-accused, namely, Jaskaran @ Bobby @ Daddu and Chandan @ Chandi @ Chanden, who have already been granted bail by this Court. On instructions, he has submitted that challan has been presented and charges have been framed. He has produced custody certificate of petitioner, today in the Court, which is taken on record.



5. After hearing learned counsel for the parties and perusing the record, it is deciphered that the petitioner is behind bars since the date of his arrest. The custody certificate produced would show that petitioner has suffered incarceration of 02 years, 06 months and 06 days as on 04.05.2026. It further reflects that the petitioner is not involved in any other. Admittedly, co-accused of the petitioner, namely, Jaskaran @ Bobby @ Daddu and Chandan @ Chandi @ Chanden have already been granted bail by this Court vide common order dated 27.03.2026. Needless to say that every accused has the fundamental right of speedy trial.

6. The Hon'ble Supreme Court in **Ashim @ Asim Kumar Haranath Bhattacharya @ Asim Harinath Bhattacharya @ Aseem Kumar Bhattacharya Vs. National Investigation Agency, 2022(1) SCC 695** has held as under:

“Deprivation of personal liberty without ensuring speedy trial is not consistent with Article 21 of the Constitution of India. While deprivation of personal liberty for some period may not be avoidable, period of deprivation pending trial/appeal cannot be unduly long. At the same time, timely delivery of justice is part of human rights and denial of speedy justice is a threat to public confidence in the administration of justice.”

7. The Hon'ble Supreme Court in a recent decision dated 03.07.2024 in **Javed Gulam Nabi Shaikh Vs. State of Maharashtra, Criminal Appeal No. 2787 of 2024**, has held that howsoever serious a crime may be, an accused has the right to speedy trial under the Constitution of India.

8. The veracity of the allegations would be assessed only after conclusion of the trial and on the appreciation of evidence to be led by

both the parties before the trial Court. The trial of the case will take sufficiently long time. Keeping in view the arguments raised by both the sides and perusing the record, this Court is of the opinion that learned counsel for the petitioner succeeds in making out a case for grant of regular bail on the basis of parity with co-accused, Jaskaran @ Bobby @ Daddu and Chandan @ Chandi @ Chanden who have already been granted regular bail by this Court vide order of even date i.e. 27.03.2026 passed in CRM-M-67231-2025 and CRM-M-71876-2025. Accordingly, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate. Nothing said herein shall be treated as an expression of opinion on the merits of the case.

05.05.2026
m.sharma

(RAJESH BHARDWAJ)
JUDGE

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