



CRM-M-48492-2025 (O & M)

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(116)
IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-48492-2025 (O & M)
Date of Decision: 25.03.2026

Gurpreet Singh

... Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Abhivadya Sood, Advocate,
for the petitioner.

Mr. Harkanwar Jeet Singh, AAG, Punjab.

JASJIT SINGH BEDI, J.

The prayer in the present petition under Section 439 Cr.P.C. is for the grant of regular bail in case bearing FIR No.0031 dated 27.03.2024 under Sections 302, 379B(2) IPC, registered at Police Station Majithia, District Amritsar Rural.

2. The present FIR came to be registered at the instance of Shanta and reads as under:-

Statement of Shanta wife of Balu Ram resident of Ratanpura Tehsil Salera Police Station Gangapura District Bhilwara Rajasthan, aged about 38 years, Mobile number 90560-91058. Stated that I am a resident of the above mentioned address and do domestic/household work. My marriage was solemnized about 18 years ago with Balu Ram son of Nand Ram resident of Ratanpura Tehsil Salera Police Station Gangapura District Bhilwara. We do not have any child. My husband works as an



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ice cream seller. We have been living in the rented house of Manjinder Singh son of Tarlochan Singh resident of Wadala since past 10-12 years and sometimes used to go to Rajasthan to meet our village family. Today on dated 27-03-2024 at around 11:00 am, my husband Balu Ram went to Samadh Baba Roda Ji Village Bhoma on his motorcycle-cum-rehri/peddler to sell ice cream. I was present at my rented house in village Wadala then at around 8:15 pm Gagandeep Singh, who is our nearest tenant, told me that your husband Balu Ram was injured by some unknown persons on the main road near Wadala Government School after being attacked with sharp weapons. As soon as I heard this, I reached the spot with Gagandeep Singh on his motorcycle where I saw that my husband was dead, whose dead body was lying on his motorcycle, and his body was attacked with sharp weapons on his head. on his left wrist, on the left side of his shoulder and on the lower left side of his stomach. The unknown persons have taken away the mobile phone of my husband Balu Ram whose number is 63505-77756, brand/make of which I do not remember, and his wallet along with cash. Please take appropriate legal action against the unknown persons. I have written my statement, heard and found it correct. Sd/-Shanta.

3. The learned counsel for the petitioner contends that one Gurpreet Singh son of Sukhjinder Singh was arrested on the basis of secret information. He got recovered a Vivo mobile phone belonging to the deceased alongwith a *kirch*. He disclosed that he alongwith his co-accused including the present petitioner-Gurpreet Singh son of Jaswinder Singh waylaid the deceased, robbed him and subsequently committed his murder.

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So far as the present petitioner is concerned, he is named in the disclosure statement. Pursuant to his arrest, no recovery has been effected from him. As he is in custody since 28.03.2024 but none of the 25 prosecution witnesses has been examined so far, the Trial of the present case is not likely to be concluded and therefore, he is entitled to the concession of bail.

4. The learned counsel for the State, on the other hand, has filed a status report dated 24.03.2026 which is taken on record. While referring to the said report, he contends that Gurpreet Singh son of Sukhjinder Singh was arrested on suspicion. He got recovered the mobile phone of the deceased alongwith a *kirch* used to inflict injuries upon the deceased. The arrested accused, namely, Gurpreet Singh son of Sukhjinder Singh disclosed the name of the petitioner, Harwinder Singh alias Laali and Sahib Singh alias Saaba. The allegations levelled against the petitioner do not entitle him to the concession as prayed for. He, however, concedes that the petitioner is in custody since 28.03.2024 and that none of the 25 prosecution witnesses has been examined so far.

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

6. The culpability of the petitioner, if any, shall be adjudicated upon during the course of the Trial. Admittedly, he is in custody since 28.03.2024 but none o the 25 prosecution witnesses has been examined so far. Therefore, the Trial of the present case is not likely to be concluded anytime soon. In this situation, the further incarceration of the petitioner is not required.



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7. Thus without commenting on the merits of the case, the present petition is allowed and the petitioner-Gurpreet Singh son of Jaswinder Singh is ordered to be released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of learned CJM/Duty Magistrate, concerned.

8. The petitioner shall appear on the first Monday of every month before the local police station till the conclusion of the trial and furnish an affidavit each time that he is not involved in any crime other than the present one.

9. If any attempt whatsoever is made by the petitioner and/or his family members/friends to contact/threaten/intimidate any of the witnesses of the present occurrence, the State/complainant shall be at liberty to move an application for cancellation of bail granted vide this order.

10. In addition, the petitioner (or anybody on his behalf) shall prepare an FDR in the sum of Rs.1,00,000/- and deposit the same with the Trial Court. The same would be liable to be forfeited as per law in case of the absence of the petitioner from Trial without sufficient cause.

11. The petition stands disposed of.

12. Since the main petition has been allowed, no order needs to be passed in the pending application(s), if any.

(JASJIT SINGH BEDI)
JUDGE

March 25, 2026

sukhpreet

Whether speaking/reasoned:- Yes/No

Whether reportable :- Yes/No