

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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2026:PHHC:042219



CRM-M-50277-2025 (O&M).
Date of decision: 18.03.2026.

PARVEEN @ PINNE

...Petitioner(s)

VERSUS

STATE OF PUNJAB

...Respondent(s)

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present :- Mr. Ajay Kadyan, Advocate,
for the petitioner.

Mr. Mohit Kapoor, Sr. DAG, Punjab.

VINOD S. BHARDWAJ, J. (Oral)

This is the first petition filed under Section 483 of the Bharatiya
Nagarik Suraksha Sanhita, 2023, (Section 439 Cr.P.C.) for grant of regular
bail to the petitioner in case bearing FIR No.57 dated 25.06.2023, under
Section(s) 148, 149, 302, 34 and 120-B of the Indian Penal Code, 1860,
registered at Police Station Bareta, District Mansa.

Status report on behalf of respondent-State has been filed in the
Court today. The same is taken on record. A copy thereof has been supplied to
the counsel for the petitioner.

The aforesaid FIR was registered on the statement of Cheena

wife of Prem Kumar son of Kartar Singh, which reads thus: -

"I state that I am a resident of the above-mentioned address and a housewife. My marriage took place about 40 years ago with Prem Kumar, son of Kartar Singh, resident of Bareta. From this wedlock, we had six children three sons and three daughters. Our eldest daughter Rekha is married to Som Lal son of Vijay Lal, resident of Sardulgarh. Then we have two sons-Suresh Kumar and Rakesh Kumar -both married and living on the upper floor of our residential house as we are a joint family. After them, my daughter Parveen Kumari is married to Davinder Khora, son of Kulinder Pal, resident of Jaspal Colony, Nabha. Then my younger daughter Parvinder Rani, whose engagement was to take place yesterday. After my daughter Parvinder Rani is my son Deepak Kumar @Bachhu, who lives separately at Tibba Basti and is also married. Yesterday, at about 8:00 PM, inside our house, when the lights were on, I along with my husband Prem Kumar and daughter Parvinder Rani, were present at home. Our house gate was closed when someone knocked at the gate. I went near the gate and asked who it was. The person knocking said, "Aunty, it's Suresh Kumar, and I want to talk to uncle. Please open the gate." When I opened the gate, Suresh Kumar (resident of Fatehabad) along with an unknown person (resident of Ratia, who earlier lived with Suresh Kumar on rent at our bus-stand house) and two other unidentified persons entered. These two unknown persons were tall, fair-complexioned, with turbans tied on their heads. I can identify them if they come before me. As soon as they came inside. Suresh Kumar said to my husband Prem Kumar that, "Now we will teach you the taste of vacating the house." Saying this, two of them, who were holding pistols in their hands, started firing upon my husband Prem Kumar. My daughter Parvinder Rani, in order to save her father, took him inside the bedroom, but those men also followed inside and fired shots at my husband in the bedroom, causing bullet injuries on

his face, shoulder and other parts of the body. My husband fell on the ground. When we raised hues and cries the neighbours gathered, and the assailants, while firing more shots, ran away from our house and fled on motorcycles along with their weapons. After this, my son Deepak Kumar @ Bachhu also came to the spot. We arranged a vehicle and took my husband Prem Kumar to Yash Hospital, Bareta, from where, on the advice of the doctor, we were taking him to Civil Hospital, Budhlada for further treatment, but he died on the way before reaching the hospital. His dead body has been kept in the morgue of Civil Hospital, Budhlada. The reason for the enmity is that about three months ago, we had rented out our house to Suresh Kumar (resident of Fatehabad) and one unknown person resident of Ratia). Due to certain compulsion, we got the house vacated about 15 days ago. But both of them did not want to vacate the house and therefore bore a grudge against us. For this reason, Suresh Kumar (resident of Fatehabad), along with his unknown accomplices, entered our house after hatching a conspiracy, attacked with pistols and murdered my husband Prem Kumar by firing bullets. I request legal action against Suresh Kumar (resident of Fatehabad), the unknown person (resident of Ratia), and the two unidentified persons whom I can recognize if produced before me.”

Learned counsel appearing on behalf of the petitioner contends that the petitioner is neither nominated in the FIR nor any role has been attributed to him. He contends that name of the petitioner surfaced after 24 days of the incident and that too in the supplementary statement of Deepak son of deceased Prem Kumar recorded on 19.07.2023. He contends that even in the said supplementary statement it has been alleged that the petitioner was seen along with one Virender @ Bhopa while he was sitting in a Ritz Car and

that he is a friend of Suresh who is the main assailant and had fired the gun shot. He contends that the petitioner has clean antecedents and that as a matter of fact, he was employed as a driver by Suresh and apart from that, there was no relationship of the petitioner with the main accused Suresh. He contends that the petitioner is in custody since 18.10.2023, hence, he has already undergone an actual custody period of nearly 2½ years. He further contends that even though the charges were framed in October 2024, yet, no witnesses have been examined so far. It is also submitted that there are total 27 witnesses to be examined and thus conclusion of trial shall take long.

State counsel, on the other hand, does not dispute the facts noticed above i.e. the custody period of nearly 2½ years and the stage of the trial where no witness has been examined so far.

I have heard the learned counsel appearing for the respective parties and have gone through the documents appended along with the present petition and have considered their respective contentions.

Without commenting anything on the merits of the present case and taking into consideration the nature of allegations against the petitioner, his clean antecedents, absence of his active involvement in the incident and arguable issues with respect to the culpable liability of the petitioner in commission of the offence and also the stage of the trial, the present petition is allowed. The petitioner is ordered to be released on bail on his furnishing requisite bail bond/surety bond to the satisfaction of the Trial Court/Duty Magistrate, concerned.

It is made clear that the petitioner shall not extend any threat and shall not influence any prosecution witnesses in any manner directly or

indirectly.

The observation made hereinabove shall not be construed as an expression on the merits of the case and the trial Court shall decide the case on the basis of available material.

March 18, 2026.
raj arora

(VINOD S. BHARDWAJ)
JUDGE

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