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**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH****CRM-M-71241-2025****Date of decision: 13.01.2026**

ANTERPREET SINGH @ HAPPY

....Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE YASHVIR SINGH RATHOR

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

Mr. Gorav Kathuria, DAG, Punjab.

YASHVIR SINGH RATHOR. J.(Oral)

1. Present petition under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 has been filed for grant of regular bail to the petitioner in case FIR No.64 dated 24.05.2022, under Sections 302, 308, 325, 427, 506, 341, 120-B, 148 and 149 of IPC, 1860 and (Sections 320 and 120-B of IPC added later on), registered at Police Station Dirba, District Sangrur.

2. The present case was registered on the basis of complaint given to the police by Komal Singh with the allegations that on 22.05.2022 his friends left him near village Kaiper and after some time, one Varinder Kumar @ Ravi came there on his motorcycle and he signalled him to stop, as he was known to him. Thereafter, he boarded his motorcycle. At about 5:00 pm, one car came from behind at a very high speed and hit their motorcycle with an intention to kill them as a result of which, they fell on the road. Happy, Khilli, Mithi, Kalli and Gurjeet Singh were travelling in the said car and they were armed with iron rods and baseball bats. Accused Happy hit rod on his right thigh which got fractured. Gurjeet Singh gave a rod blow on his left knee which also got fractured and Mithi



gave baseball bat blow on his face. Khilli gave a rod blow on the right shoulder of Varinder Kumar @ Ravi and Kalli gave a baseball bat blow in the stomach of Varinder Kumar @ Ravi. Thereafter, all the accused caused injuries along with their weapons on his chin, knee, head and other parts of the body. In the meantime, two-three unknown persons armed with sticks also came there and when they cried for help, all of them encircled them and told them that today they have been saved but they will kill them in future. In the meantime, his father Gyan Singh came at the spot in his car and after seeing the public gathering at the spot, all the accused ran away towards Dirba side along with their weapons. He alleged that the incident was also witnessed by his father Gyan Singh. Thereafter, his father took him as well as Varinder Kumar @ Ravi to Civil Hospital, Sangrur for treatment and Varinder Kumar @ Ravi was referred to some higher hospital and his family members took him to Jivan Hospital Patiala and he sought action against them. Formal FIR was registered and the matter was investigated. Injured Varinder Kumar @ Ravi died on 24.05.2022 and offence under Section 302 IPC was added and accused were arrested. After completion of investigation, final report was presented.

3. I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

4. Learned counsel for the petitioner contended that petitioner has been falsely implicated in the present case. Petitioner is in custody since 02.06.2022. The material witnesses namely Komal Singh (complainant) and his father Gyan Singh have already been examined as PW1 and PW2 respectively, but they have not supported the prosecution case and have been declared hostile. They have not uttered anything incriminating against the accused. Learned counsel further



contended that PW1, PW2 and PW3 (cousin of the deceased), who had reached later on, have not identified the accused to be the assailant. Rather, complainant has deposed that some unknown vehicle had hit the motorcycle, which was being driven in a rash and negligent manner and they suffered injuries on account of the accident and the driver of the offending vehicle ran away from the spot along with the vehicle and he could not note down the registration number of the offending vehicle. Learned counsel next contended that co-accused Krishan Singh @ Mithu, Harpreet Singh @ Goldy, Dharampreet Singh @ Kali and Kulwinder Singh @ Khilli have already been released on bail by this Court vide orders dated 19.11.2025 (Annexure P-11) and 16.10.2025 (Annexure P-12) and no other material witness remains to be examined and prosecution case is not likely to improve any further. No useful purpose will thus be served by detaining the petitioner in custody anymore and he may be released on bail.

5. On the other hand, learned State Counsel has opposed the bail and argued that in view of the gravity of the offence, petitioner does not deserve the concession of bail.

6. Petitioner is in custody since 02.06.2022. The allegations against the petitioner are that he along with co-accused had caused injuries to Varinder Kumar @ Ravi and complainant Komal Singh, which resulted in death of Varinder Kumar @ Ravi. However, complainant during his examination has not supported the prosecution case and has stated that they had suffered injuries in a road side accident and he could not note down the registration number of the offending vehicle, whose driver had fled away from the spot. PW2 is his father, who allegedly reached the place of incident and he too has not supported the prosecution case and both of them have not identified the petitioner to be one of



the assailant. No other material witness remains to be examined. Moreover, co-accused Krishan Singh @ Mithu, Harpreet Singh @ Goldy, Dharampreet Singh @ Kali and Kulwinder Singh @ Khilli have already been released on bail by this Court vide orders dated 19.11.2025 (Annexure P-11) and 16.10.2025 (Annexure P-12) and in these circumstances, no useful purpose will be served by keeping the petitioner in custody anymore and he deserves to be released on bail.

7. Having regard to the aforesaid factual position, but without commenting anything upon the merits of the case, the present petition is allowed and petitioner is ordered to be released on bail on furnishing bail bonds and surety bonds to the satisfaction of learned Trial Court concerned, on usual terms and conditions.

8. Pending misc application (s), if any, shall also stand disposed of.

13.01.2026
Priyanka Thakur

(YASHVIR SINGH RATHOR)
JUDGE

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No