

CRM-M-51901-2025 (O & M)

2025:PHHC:138661



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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

(210-2 cases) Date of decision: 01.10.2025

(1) CRM-M-51901-2025 (O & M)

Raju alias Raju Singh

.... Petitioner

V/s

State of Punjab

...Respondent

(2) CRM-M-44007-2025 (O & M)

Parkash Singh alias Tindo

.... Petitioner

V/s

State of Punjab

...Respondents

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Gursewak Singh, Advocate, with
Mr. Sunil Kumar, Advocate, (in CRM-M-51901)
Mr. Arshpreet Khadial, (in CRM-M-44007)
for the petitioners.

Mr. Harkanwar Jeet Singh, AAG, Punjab.

JASJIT SINGH BEDI, J. (Oral)

This order shall dispose of two criminal miscellaneous petitions
i.e. **CRM-M-51901-2025 and CRM-M-44007-2025** as they arise out of the
same FIR.

2. The petitioners, namely, Raju alias Raju Singh (in CRM-M-51901-2025) and Parkash Singh alias Tindo (in CRM-M-44007-2025) seek the grant of regular bail under Section 483 of BNSS in case bearing FIR

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No.0047 dated 20.05.2022 under Sections 302, 460, 323, 325, 506, 148 and 149/201 IPC registered at Police Station S.G.N. Dev Thermal Plant, District Bathinda.

3. For the sake of convenience, the facts are being taken from the petition bearing No. CRM-M-51901-2025.

4. The present FIR came to be registered at the instance of Kulwinder Singh and reads as under:-

Statement of Kulwinder Singh at the rate Binder son of Desraj son of Savdeep Chand, resident of near Durga Middleton Brahman Pati, Bargadi aged approximately 30 years contact number 86990-49278. It is stated that I am a resident of the above mentioned address. My brother and I are married persons. My brother and I work at the Brick kiln (Ittan da Pattha) situated at road which goes towards village killed Patti to village Nehiavala. We work there for loading the tractors. We reside at the apartments made in the pattha. On 19.05.2022, when we went to our respective rooms with our families after finishing our work at night, then my brother along with one Sattu son of Darshan Singh, resident of Bargadhi and Sukhmander Singh resident of Har Raipur were sleeping. Then at about 12-12:30 AM on 19/20.05.2022 at midnight, we heard noises of 'Marta Marta, na maro na-maro'. I rushed towards the spot of occurrence and saw Kuldeep Singh son of Nijjar Singh along with Kirpan, Jeevan son of Gurpreet Singh resident of Subewali Basti, Manjinder Singh@ Mandhi along with hand pump handle, Prakash@ tindo son of Sewak Singh resident of Kotthe Natheena village along with iron rod and Kashmir Singh @Nikka son of Karnail Singh resident of Chilia Chahapparia



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Kotthe Natheena along with Kahi Dasta. Nikka and his father Raju resident of Kotli and 6-7 more unknown persons who were having rods, Kirpan, sticks and they all were beating my brother, Sattu and Sukumandar. When I went near to them they tried to beat me and also threatened to kill me. After loud noises, people started gathering upon which the above mentioned accused persons ran away from the spot along with their weapons. First my brother was referred to Cosmo Hospital from the Civil Hospital, Bathinda and Sattu and Sukumandar were also referred to Faridkot for better treatment. My brother Raju was referred to Delhi Heart Hospital, Bathinda from the Cosmo Hospital because of his critical condition where he died due to injuries at 4:30 AM. The reason for the grudge was that the above said persons about 1.5 months ago quarrelled with my brother Rajvinder Kumar at Raju for the loading of tractor at the above Pattha but the matter was resolved with the intervention of the owners. Because of this grudge they killed my brother by attacking him at night when he was sleeping, Kindly take legal action against them.

5. The learned counsels for the petitioners contend that the petitioners have been falsely implicated in the present case. The co-accused of the petitioners, namely, Gurdas Singh, Hardev Singh, Mengal Singh @ Mangel Singh, Manjinder Singh @ Maddi @ Mandhi, Kashmir Singh @ Nikka, Kuldeep Singh @ Nika, Jeewan Singh @ Jewan Singh @ Jagjivan Singh @ Jivan Singh and Tarsem Singh @ Nimma have been granted the concession of either anticipatory bail or bail by this Court vide orders dated

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11.12.2023, 09.07.2024, 19.07.2024, 07.07.2025 and 08.09.2025 (Annexures P-2 to P-6 respectively). As the petitioners are in custody since 10.01.2025 and 24.05.2025 respectively but only 02 of the 46 prosecution witnesses have been examined so far, the Trial of the case is not likely to be concluded anytime soon and therefore, they are entitled to the concession of bail.

6. The learned counsel for the State, on the other hand, contends that the serious nature of the allegations levelled against the petitioners do not entitle them to the concession as prayed for. He, however, concedes that 08 co-accused have been granted the concession of either anticipatory bail or regular bail, that the petitioners are in custody since 10.01.2025 and 24.05.2025 respectively and that only 02 out of the 46 prosecution witnesses have been examined so far.

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

8. The veracity of the prosecution case against the petitioners and their co-accused shall be adjudicated upon during the course of the Trial. Admittedly, the petitioners are in custody since 10.01.2025 and 24.05.2025 respectively but only 02 of the 46 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 petitioners is not required, moreso, when 08 co-accused have already been granted the concession of either anticipatory bail or regular bail by this Court vide orders (Annexures P-2 to P-6 respectively).

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9. Thus, without commenting on the merits of the case, the present petitions are allowed and the petitioners, namely, Raju alias Raju Singh (in CRM-M-51901-2025) and Parkash Singh alias Tindo (in CRM-M-44007-2025) are ordered to be released on bail subject to their furnishing bail bonds and surety bonds each to the satisfaction of learned CJM/Duty Magistrate, concerned.

10. The petitioners shall appear before the police station concerned on the first Monday of every month till the conclusion of the Trial and inform in writing each time that they are not involved in any other case/crime other than the case(s) referred to in the custody certificate(s) dated 30.09.2025.

11. If any attempt whatsoever is made by the petitioners and/or their 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.

12. In addition, the petitioners (or anyone on their behalf) shall prepare an FDR in the sum of Rs.1,00,000/- each 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 petitioners from trial without sufficient cause.

13. These petitions stand disposed of.

14. The pending application(s), if any, shall stand disposed of accordingly.

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15. A copy of this order be placed on the file of the connected petition bearing No. CRM-M-44007-2025 titled as 'Parkash Singh alias Tindo versus State of Punjab'.

October 01, 2025
sukhpreet

(JASJIT SINGH BEDI)
JUDGE

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