



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CRM-M-23427-2025
DATE OF DECISION: 07.05.2025

HARJEET SINGH ALIAS KAKA

...PETITIONER

Versus

STATE OF PUNJAB

... RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr.R.S. Bhullar, Advocate with
Mr. Vikramjeet Singh, Advocate for the petitioner(s).

Mr. J.S. Rattu, DAG, Punjab.

SANDEEP MOUDGIL, J (ORAL)

1. Prayer

This petition has been filed under Section 483 of BNSS, 2023 for grant of regular bail to the petitioner in FIR No.240 dated 26.07.2023 for offences under Sections 302, 392, 449 IPC registered at P.S. Tripri, District Patiala.

2. Prosecution story set up in the present case as per the version in the FIR reads as under :-

'It is entered that one statement of Sh.Gurmukh Singh son of Sh.Makhan Singh resident of Street No.10-B, Shaheed Udham Singh Nagar, Patiala, aged about 59 years, M.No.76588-68805 was received to INSP/SHO Pardeep Singh Bajwa 10/JRT Police Station Tripri Patiala, for registration of case under section 302,



34 IPC against unknown person/persons through Ct. Ravitas 1100 at Police Station. Whose contents are that, "Statement of Sh. Gurmukh Singh son of Sh.Makhan Singh resident of Gali No.10-B, Shaheed Udham Singh Nagar, Patiala, aged about 59 years Moab.7658868805. Stated that I am resident of above given address and I have been retired from Government Rajindra Hospital, Patiala as driver on dated 31.03.2022, before which I was employed in the Army and nowadays I drive an e-rickshaw. I was married in the year 1993 with Jasbir Kaur daughter of Jagir Singh resident of Dakoda, District Patiala. From which our 2 children, girl Rajdeep Kaur, aged 29 years, who has been married with Aman Brar resident of Seerewala, Police Station Wariala, District Muktsar. Boy Harwinder Singh alias Jaggi aged about 26 years, which he completed the study upto 10+2 had done the course of Diesel Mechanic. Who put his file for going abroad (Canada). My wife used to work of sewing clothes at home. Today as usual I took my e-rickshaw had gone about 9 AM in the morning and at about 3.30 PM I came to my house then outer gate was opened and internal jail door of the house was also opened and next to that wooden door was closed, which was locked from inside, I called to my wife and son but no one spoke and I gave pushes to door, which was not opened and after that by taking the iron sabbal by entangling in the door opened the door and no one seen inside then I went inside the room and saw that the door of bathroom was half closed and on seeing the dead body of my wife Jasbir Kaur and son Harwinder Singh were lying in the bathroom drenched with blood, on their body the scar or injuries and blood was scattered, after this I saw in the house that there was blood in the lobby on Sofa and bed and earth stained blood had been washed with water. An unknown person/persons have injured my wife and son with sharp weapons and fled away. I along with my brother Satbir Singh son of Makhan Singh resident of Gali No.10B, Shaheed Udham Singh Nagar, Jhil Road, Patiala, were coming to Police Station to inform you, then you met me



alongwith police party at Jhil Road near Marhiya Patiala, I have got recorded my statement in presence of Satbir Singh, heard, which is correct. Action be taken against the unidentified person/persons. Sd/- (Gurmukh Singh above said).'

3. **Contention**

On behalf of the petitioner

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case on the basis of the supplementary statement got recorded by the complainant i.e. husband of the deceased. He further submits that initially the FIR was lodged against some unknown persons and there is delay of 2 days in lodging the FIR.

On behalf of the State

Learned State counsel has filed the custody certificate of the petitioner, which is taken on record. He submits that there are serious allegations against the present petitioner of having been murdered the wife and son of the complainant and therefore, the petitioner is not entitled to be released on regular bail at this stage.

4. **Analysis and conclusion**

In the present case, the allegations against the petitioner are of a grave and serious nature. The complainant has named the petitioner in the supplementary statement, and there is prima facie material on record indicating the petitioner's involvement, including his confessional statement and the recovery of the murder weapon and stolen items at his instance. These factors suggest the petitioner's active participation in the commission of the offence.



Given the direct allegations and the gravity of the offence, this Court is of the view that the petitioner does not deserve the benefit of regular bail at this stage, notwithstanding the period already undergone in custody.

Further, it is a settled principle that while considering a bail application in a case involving serious offences such as murder, the Court must consider the gravity of the offence, the nature of allegations, and the role attributed to the accused.

In light of the aforementioned circumstances, particularly the petitioner's role, no ground is made out for granting the relief of regular bail at this stage.

Accordingly, the present bail petition is dismissed for lack of merit.

(SANDEEP MOUDGIL)
JUDGE

07.05.2025
anuradha

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No