



CRM-M-11084-2024

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

**CRM-M-11084-2024 (O&M)
Date of decision : 10.1.2025**

Prince @ Randhawa

... Petitioner

VERSUS

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Ms. Ravisha Mahajan, Advocate, for
Mr. HPS Rakhra, Advocate,
for the petitioner.

Mr. Inderjeet Singh Ladher, DAG, Punjab

KARAMJIT SINGH, J. (Oral)

Prayer in the present petition is for grant of regular bail to the petitioner in case having FIR No.134 dated 3.7.2023 registered under Sections 324, 323, 506, 341, 148, 149, 307 IPC at Police Station Chheharta, District Police Commissionerate, Amritsar.

2. The police received information regarding admission of injured Raja Singh in a hospital and then recorded statement of complainant Vikas to the effect that co-accused Karandeep Singh and three unknown persons caused injuries to him and Raja Singh. The petitioner was nominated as accused on the basis of the disclosure statement suffered by co-accused Karandeep Singh and thereafter, the petitioner was arrested in the present case and one *kirch* was recovered at his instance from his house.



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3. Counsel appearing on behalf of the petitioner, *inter alia*, submits that the petitioner is falsely nominated as accused in the present case on the basis of the alleged disclosure statement of co-accused/Karandeep Singh. Said disclosure statement will be tested during trial. It is further submitted that the petitioner is incarcerated for the last more than 1 year and 3 months and during trial, the complainant and the injured eye witness are examined but it will take time for the trial to conclude. So, prayer is made that the petitioner be released on bail pending trial.

4. Present petition is resisted by the State counsel who on instructions from ASI Jagga Singh, submits that the present petitioner, who was nominated on the basis of the disclosure statement of co-accused/Karandeep Singh is facing serious charges and he actively participated in the occurrence and caused injuries to complainant and Raja Singh with *kirch* and the said weapon was recovered during investigation from the house of the petitioner. However, the State counsel has not disputed the fact that the complainant and injured eye witness are examined and that the prosecution is yet to examine remaining 15 witnesses.

5. I have considered the submissions made by the counsel for the parties.

6. Admittedly, the petitioner was not named in the FIR and was subsequently nominated as accused on the basis of the disclosure statement suffered by co-accused Karandeep Singh. Relevance and veracity of the said disclosure statement is subject matter of trial. Admittedly, co-accused/Karandeep Singh is already released on regular bail. The petitioner is in custody for the last more than 1 year and 3 months. As admitted by the State counsel, key witnesses namely Vikas and Raja Singh are already



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examined. It being so, there is no apprehension that in case the petitioner is released on bail, he is going to influence the star witnesses. It will take time for the trial to conclude. In the given circumstances, detention of the petitioner for any longer period is not going to serve any fruitful purpose.

7. In view of the above, without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on regular bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

(KARAMJIT SINGH)
JUDGE

January 10, 2025
Paritosh Kumar

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