

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM No. M-21217 of 2015

Date of decision:- July 13, 2015

Harbans @ Bansa and another

.....Petitioners..

Vs.

State of Punjab

....Respondent..

CORAM:- HON'BLE MR. JUSTICE JASPAL SINGH

Present:- Mr. Sarju Puri, Advocate,
for the petitioners.

Mr. Deepak Garg, AAG, Punjab.

JASPAL SINGH, J. (Oral)

This order shall dispose of instant petition moved by Harbans @ Bansa and Happy-petitioners, under Section 439 of the Code of Criminal Procedure for regular bail, in case FIR No. 18, dated 29.01.2015, under Sections 307 and 34 IPC, registered at Police Station Phillaur, District Jalandhar.

2. It appears that due to typographical mistake in head note of the petition only petitioner No. 1 has been mentioned. However, instant petition is treated to have been filed on behalf of Harbans @ Bansa and Happy son of Shadi Ram @ Kala Ghio.

3. The contention of learned counsel for the petitioners is that no specific injury has been attributed to Harbans @ Bansa

whereas there is no corresponding injury on the person of complainant, which has been attributed to Happy son of Shadi Ram @ Kala Ghio. Parties have also arrived at a compromise, copy of which has been placed on record. Investigation is complete and challan has already been presented. Disposal of which is likely to take sufficient long time. Moreover, it would not be desirable to keep the petitioners behind the bars for such a long time, especially keeping in view the fact that Harbans @ Bansa is suffering incarceration since April 07, 2015 whereas Happy is behind the bars since April 11, 2015.

4. Taking into consideration all the aforesaid aspect of this case and without expressing any opinion on the merits of the case, petition is allowed and petitioners- Harbans @ Bansa and Happy son of Shadi Ram @ Kala Ghio are ordered to be released on bail, during pendency of trial, at the satisfaction of trial court/Duty Magistrate, Jalandhar.

(JASPAL SINGH)
JUDGE

July 13, 2015
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