

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

CRM-M-33281-2016 (O&M)

Date of decision : 23.09.2016

Gurpal Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. B.S. Jattana, Advocate,
for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab,
assisted by ASI Amrik Singh.

JITENDRA CHAUHAN, J.

The petitioner seeks concession of regular bail under Section 439 of the Code of Criminal Procedure, for one months, in FIR No.76 dated 13.07.2016, registered under Sections 307 and 323 read with Section 34 of the Indian Penal Code and Section 27 of the Arms Act, at P.S. Boha, Distt. Mansa.

Learned counsel contends that no injury has been attributed to the petitioner. The only allegation against the petitioner is that he was carrying a spade and had a scuffle with complainant, Nirmal Singh. During the pendency of the present petition, the parties have entered into compromise (Annexure P-2) and on the basis thereof, a petition for quashing of FIR bearing No.CRM-M-33764-2016, has already been filed before this Court. The petitioner also assures to pay adequate compensation

ATUL SETHI
I attest to the accuracy and
authenticity of this document
Chandigarh

to the complainant.

On the other hand, learned State counsel informs that the matter is still under investigation.

Heard.

Considering the fact that the petitioner is in custody since 20.07.2016, the matter has been statedly compromised, the parties are members of the same family, without adverting to the merits of the case, the instant petition is allowed. The petitioner be admitted to bail during the pendency of the trial, subject to his furnishing bail bonds and surety bonds, to the satisfaction of the Chief Judicial Magistrate/Illaqa Magistrate concerned.

However, in case, the statement with regard to compromise is found to be against the record, the State or the complainant shall have liberty to revive the instant petition.

23.09.2016

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**(JITENDRA CHAUHAN)
JUDGE**

Whether speaking / reasoned : Yes No

Whether Reportable : Yes No