

**Date of decision: October 27, 2016**

**...Petitioners**

## ...Respondent

Mr. R.P.S. Sidhu, AAG, Punjab  
for the respondent-State.

Undoubtedly, after the registration of the FIR, a compromise was arrived at between the parties. However, due to some reasons, petitioners could not appear before the trial Court and ultimately, they were declared Proclaimed Offender. Thereafter, on coming to know about the fate of the trial and the fact that they have been declared Proclaimed Offender, they approached this Court by way of a petition under Section 438 of Cr.P.C. which was disposed of by this Court vide order dated 16<sup>th</sup> September, 2016 with direction to the petitioners to appear/surrender before the trial Court within a period of seven days and the trial Court was directed to dispose of the said petition within seven days from the date of its presentation.

In compliance thereof, both the petitioners appeared/surrendered before the trial Court and moved an application for bail but that was declined. Since the matter has already been compromised between the parties and the conclusion of the trial would certainly take time, this Court is of the considered view that a case is made out for grant of bail.

Accordingly, petition is allowed and both the petitioners are ordered to be released on bail on their furnishing requisite bonds at the satisfaction of learned trial Court/Duty Magistrate.

**October 27, 2016**  
*m. sharma*

**(JASPAL SINGH)**  
**JUDGE**

|                                  |          |               |
|----------------------------------|----------|---------------|
| <b>Whether Speaking/Reasoned</b> | <b>:</b> | <b>Yes/No</b> |
| <b>Whether Reportable</b>        | <b>:</b> | <b>Yes/No</b> |