

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

Sr. No.208

CRM NO. M-40729 of 2016
DECIDED ON: December 05, 2016

SATNAM SINGH @ SATTA @ SHERRY @ GAGAN AND ORS

..PETITIONERS

VERSUS

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Karambir Singh Kahlon, Advocate,
for the petitioners.

Mr. RPS Sidhu, AAG, Punjab,
for respondent No.1-State.

Mr. Damajit Singh Sandhu, Advocate,
for respondent Nos.2 & 3.

JASPAL SINGH, J. (ORAL)

By virtue of instant petition preferred under Section 439 Cr.P.C., petitioners have sought bail in case FIR No. 21, dated April 29, 2016, under Sections 364-A, 148, 149, 380, 342, 411 & 506 IPC, registered at Police Station Fatehgarh Churian, District Gurdaspur.

At the very outset of the arguments, learned counsel for the petitioners submitted that the parties have settled the dispute amicably and in pursuance thereof Rs.3.5 lac have already been received by the complainant-Jaswinder Kaur. Even affidavits of Jaswinder Kaur, Kawaljit Singh @ Prince and Harmandeep Kaur have also been placed on record by the petitioners along with petition to fortify the factum of compromise/settlement between the parties.

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Concededly, petitioner Nos.1 & 2 were arrested on 18.05.2016, whereas petitioner Nos.3 & 4 were arrested on 29.04.2016 and after their custodial interrogation, they were remanded to the judicial custody meaning thereby their custody was no more required.

On conclusion of investigation, report under Section 173(2) Cr.P.C. has already been presented and at present they are facing the trial. Taking into consideration the fact that they are suffering incarceration as well as fact that the parties have already been amicably settled their dispute, it would not be in the interest of justice to keep them behind the bars. Rather, their detention would be nothing but a financial burden on State exchequer.

Taking into aforesaid aspects and without expressing any opinion on the merits of the case, instant petition stands allowed. Petitioners are ordered to be released on bail to the satisfaction of the trial Court/Duty Magistrate.

December 05, 2016
Ankur

(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned

Yes/No

Whether Reportable

Yes/No