

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

**CRM No.10210 of 2017 in/and
CRM-M-1740 of 2017**

Date of Decision: May 25, 2017

Harjinder Singh

...Petitioner

Versus

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. K.K. Thakur, Advocate
for the petitioner.

Mr. J.S. Brar, AAG, Punjab.

FATEH DEEP SINGH, J.

CRM No.10210 of 2017

Application is allowed.

Correct copy of compromise Annexure P/6 is taken on
record.

CRM stands disposed off.

CRM-M-1740 of 2017

The allegations against the petitioner in this anticipatory bail application under Section 438 Cr.P.C are that on 10.11.2016 a fight was ensued between Balwinder Singh and petitioner, who at the relevant time was armed with *dang* whereas co-accused Partap Singh armed with *Sua* and co-accused Mohinder Singh armed with *gandasi* had assaulted the complainant.

Learned counsel for the petitioner has placed reliance on compromise Annexure P/6 effected between the parties to support his

contention and which fact could not be controverted by the learned State counsel who also conceded at bar that there is only simple injury attributed to the petitioner on the eyebrow of left eye and there is no medical evidence to corroborate that any life threatening injuries have been caused by the petitioner.

Appreciating the submissions, a debatable issue has arisen as to the applicability of Section 307 and in view the compromise effected between the parties the present application stands allowed. In the event of arrest of the petitioner he be admitted to bail to the satisfaction of the arresting officer/Investigating Officer and that he shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

(FATEH DEEP SINGH)
JUDGE

May 25, 2017
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No