

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

**Criminal Misc. No. M-44650 of 2017
Date of Decision:-29.11.2017**

Jarmal Singh @ Jammu

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present:- Ms. Dhriti J. Sharma, Advocate
for the petitioner.

Mr. H.S. Grewal, Additional A.G., Punjab.

FATEH DEEP SINGH J.(Oral)

The allegations against the petitioner Jarmal Singh @ Jammu in this regular bail application under Section 439 Cr.P.C. in case FIR No.236 dated 12.8.2017, under Sections 307, 452, 324, 325, 323, 148 and 149 IPC and Section 25/27/54/59 of Arms Act, registered at Police Station City, District Ferozepur are that on 12.8.2017 a dispute had arisen between petitioner and complainant Nihal Singh over sale and purchase of onions and in a heat of scuffle, petitioner armed with .12 bore gun alongwith co-accused Amarjit Singh armed with baseball bat, Baljinder Singh and Lakhvir Singh both armed with kirpans, Sherry armed with a Kappa and 6-7 unknown persons attacked the complainant, leading to registration of the

present case and arrest of the petitioner on 30.9.2017.

Learned counsel for the petitioner contends that the petitioner is behind the bars since almost two months and that the parties at this stage have effected a compromise and placed on record reliance of Annexure P-2, the compromise and also stated that the present is a non-injury case and the allegations of fire is in the air only.

Learned State counsel with all fairness conceded that the present case is a case of non-injury case and the parties have already effected a compromise and does not dispute the factual scenario brought to the notice of the Court.

Appreciating the submissions that it is a non-injury case and the parties have effected a compromise and the petitioner is behind the bars for the last almost two months and the fact that the trial will take a long time to conclude, this Court is of the opinion that further detention of the petitioner in the present case is unwarranted. Accordingly, he is ordered to be released on regular bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Ferozepur.

The petition stands disposed off accordingly.

November 29, 2017
Vijay Asija

(FATEH DEEP SINGH)
JUDGE

Whether speaking/reasoned

Yes / No

Whether Reportable

Yes / No