

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

CRM-M-46319-2017

Date of Decision:15.12.2017

Anup Singh Dahiya

.....Petitioner

Vs.

State of Haryana

....Respondent

CORAM : HON'BLE MR.JUSTICE AMOL RATTAN SINGH

Present: Mr.Pawan Hooda, Advocate for
for the petitioner.

Mr.Hitesh Pandit, Addl.AG, Haryana
assisted by ASI Kuldeep Singh.

AMOL RATTAN SINGH, J. (Oral)

Vide the order dated 06.12.2017 when notice was issued, Mr.Gautam Dutt, Advocate, had appeared for the person whom he contended had been injured in the incident in question, but with no injury shown in any MLR placed on record.

He had therefore been directed to place on record the MLR, showing the nature of the injury.

No such application for placing on record the MLR has been filed by the person contending to be injured. However, learned State counsel has produced the record in the Court, in which it is seen that a lacerated wound 1.5 cm. X .05 cm. was received by Ram Niwas son of Room Chand, on his right forearm, with clotted blood present around the wound present.

Learned counsel for the petitioner has also produced today in Court an order of a co-ordinate Bench dated 12.12.2017, passed in CRM-M-44330-2017, by which petition quashing of the FIR in question has been sought, on the basis of a compromise reached between the parties.

Notice having been issued in that petition, the parties have been directed to appear before the Illaqa Magistrate.

Infact the statement of counsel for the aforesaid Ram Niwas is also seen to have been recorded, to the effect that the matter has been compromised with him also (in addition to the complainant).

No other injuries are shown to have been received by any other person mentioned in the FIR, even as per learned State counsel.

This petition is therefore allowed and it is directed that if the petitioner is sought to be arrested even at this stage, he would be immediately released on bail to the satisfaction of the arresting officer/Illaqa Magistrate, subject to his complying with all provisions of Section 438(2) Cr.P.C.

December 15, 2017

dharamvir

(Amol Rattan Singh)
Judge

Whether speaking/reasoned : YES/NO
Whether Reportable : YES/NO