

CRM-M-11094-2018 (O&M)

Date of decision: 20.04.2018

Biru @ Bir Singh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Aditya Sanghi, Advocate
for the petitioner.

Ms. Harpreet Kaur, AAG, Haryana.

Bablu- complainant in person

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail to the petitioner under Section 439 of the Code of Criminal Procedure (in short 'Cr.P.C.') in case FIR No. 0170 dated 07.10.2017 under Sections 323, 34, 341, 506, 307 of IPC, registered at Police Station Bond Kalan, District Charkhi Dadri, Haryana.

Learned counsel for the petitioner submits that initially the FIR was registered under Section 323, 34, 341, 506 IPC and Section 307 IPC was added later on. Learned counsel for the petitioner further submits that the petitioner is in judicial lock up since 21.12.2017 and the matter has been compromised with complainant- Bablu S/o Jai Bhagwan. It is further submitted that the complainant is present in Court and he has already executed in compromise deed with the petitioner.

Learned State counsel, on instructions from HC Badlu Ram has not disputed the factum of compromise and Head Constable Badlu Ram has identified the complainant, who is present in the Court.

Without commenting anything on merits of the case, considering the fact that the petitioner is in judicial lock up since 21.12.2017 and he was granted bail before invoking Section 307 IPC; the matter stands compromised between the parties and the challan has already been presented, the petition is allowed and the petitioner is ordered to be released on regular bail subject to his furnishing bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate.

(ARVIND SINGH SANGWAN)
JUDGE

20.04.2018
Hemlata

Whether speaking/reasoned	Yes / No
Whether reportable	Yes / No