

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

**CRM-M-19490-2018**  
**Date of decision: 14.05.2018**

**Palwinder Singh @ Babalpreet Singh @ Babal and another**

**...Petitioners**

**Versus**

**State of Punjab**

**...Respondent**

**CORAM: HON'BLE MRS. JUSTICE DAYA CHAUDHARY**

Present:- Mr. P. B. S. Goraya, Advocate,  
for the petitioners.

Mr. Hittan Nehra, Addl. A.G., Punjab.

**DAYA CHAUDHARY, J. (Oral)**

The present petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioners in case FIR No. 483 dated 30.09.2017, registered under Sections 307, 452, 148 and 149 of the IPC and Sections 25, 27, 54 59 of the Arms Act at Police Station Civil Lines, District Amritsar.

Learned counsel for the petitioners submits that petitioners have not been named in the FIR and no specific role has been attributed to them. It is further submitted that there has been a compromise between the parties and the complainant as well as the injured have given their affidavits which are annexed as Annexure P-1 with this petition. A petition bearing **CRM-M-17388-2018** has been filed for quashing of the FIR in question on the basis of compromise wherein notice of motion has been issued and

parties have been directed to get their statements recorded with regard to the compromise. Learned counsel for the petitioners further submits that the petitioners are in custody since 19.03.2018.

Learned State counsel, on instructions from ASI Gurpreet Singh, submits that this petition may be listed along with the petition which has been filed for quashing of the FIR on the basis of the compromise.

I have heard learned counsel for the parties and have also perused the documents including FIR and affidavits filed by the complainant as well as injured.

Undisputedly, the petitioners have filed **CRM-M-17388-2018** wherein notice of motion has been issued for quashing of the FIR on the basis of the compromise. A direction has also been issued by this Court in the said petition to the parties to appear before the Chief Judicial Magistrate/Illaq Magistrate on 29.05.2018 for recording of their statements with regard to the compromise. The case is now fixed for hearing before this Court on 04.10.2018.

By considering that the compromise has arrived at between the parties and also the fact that complainant as well as injured have given their respective affidavits to show that compromise has been effected with the accused persons, the present petition is allowed and the petitioners herein, namely Palwinder Singh @ Babalpreet Singh @ Babal and Lovepreet Singh @ Love, are ordered to be released on regular bail subject to their furnishing bail/surety bonds to the satisfaction of the Chief Judicial Magistrate, Amritsar/trial Court.

However, it is made clear that in case the petition, filed by the

petitioners for quashing of the FIR on the basis of the said compromise, is not allowed and the FIR is not quashed, the complainant would be at liberty to move an application for cancellation of bail granted to the petitioners.

14.05.2018

*Waseem Ansari*

(DAYA CHAUDHARY)  
JUDGE

*Whether speaking/reasoned*  
*Whether reportable*

*Yes/No*  
*Yes/No*