

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-21836-2018 (O&M)

Date of Decision: 9.8.2018

Dalip Singh

....Petitioner

VERSUS

State of Punjab

....Respondent

CORAM:- HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Vivek Salathia, Advocate
for the petitioner (s).

Mr. V.G.Jauhar, Sr. DAG, Punjab.

Mr. Bhavish Aggarwal, Advocate, for
Mr. Vikas Gupta, Advocate,
for respondents No.2 and 3.

RAJ SHEKHAR ATTRI, J.(Oral)

The present petition has been filed under Section 439 Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.30 dated 22.2.2018 registered for the offences punishable under Sections 307, 336, 506, 427, 148, 149 of Indian Penal Code (for short, "IPC") at Police Station Chheharta, District Amritsar (Annexure P-1).

Heard.

This Court vide order dated 25.5.2018 issued directions to the trial Court to examine the injured and eye witness. However, subsequently, CRM-24934-2018 was filed and photocopy of the affidavit sworn by the injured Jugraj Singh as also Karam Singh were placed on record. Today, counsel for respondents No.2 and 3 submits that a compromise has now been effected between the parties.

been arraigned solely on the basis of disclosure statement made by Jugraj Singh but now he has stated that the name of the petitioner was stated to the police in his statement by mistake.

Without expressing any opinion on merits of the case and keeping in view the fact that conclusion of trial will take considerably long time, the present petition is allowed. Petitioner-Dalip Singh son of Binder Singh is ordered to be released on regular bail on furnishing bail bond and surety bond to the satisfaction of concerned trial Court/Chief Judicial Magistrate/Duty Magistrate, subject to following terms:-

- (a) The petitioner shall comply with the conditions mentioned in Section 437(3) Cr.P.C.
- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn. The trial Court shall be competent to cancel his bail bond and surety bond and proceed to procure his presence in accordance with law. In that eventuality the petitioner shall have to apply for bail afresh.
- (c) He shall not leave the country without the previous permission of the Court.

(RAJ SHEKHAR ATTRI)
JUDGE

August 9, 2018

Paritosh Kumar

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No