

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-35280-2018
Date of decision:23.08.2018

Bhupinder Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Manbir Singh Basra, Advocate
for the petitioner.

Ms. Ruchika Sabherwal, AAG, Punjab
assisted by ASI Amarjit Singh.

GURVINDER SINGH GILL, J. (ORAL)

This is the second petition filed on behalf of the petitioner seeking grant of regular bail in case registered vide FIR No.04 dated 25.01.2018 under Section 307 of Indian Penal Code, 1860 registered with Police Station Kotli Surat Malhi, District Gurdaspur.

The FIR was lodged at the instance of complainant-Jagtar Singh wherein it has been alleged that Bhupinder Singh had given blow with '*Kirch*' hitting his son on chest from the sharp side and when he tried to rescue his son then Bhupinder Singh gave a blow with '*Kirch*' hitting his left shoulder from the sharp side.

Learned counsel for the petitioner has submitted that the matter has since been compromised and that a petition for quashing of FIR on the basis of compromise is being filed shortly. Learned counsel

for the petitioner has drawn the attention of this Court to compromise annexed as Annexure P-2 entered into between the parties which is duly signed by complainant-Jagtar Singh and also by his son injured-Gurpreet Singh.

Learned State counsel on the other hand has submitted that in the present case charges have already been framed although none of the twelve PWs have been examined so far. A custody certificate indicating the actual period undergone by the petitioner as three months and twenty six days has been filed today in the Court, which is taken on record.

Today, Mr. Jashandeep Singh Sandhu, Advocate has put in appearance on behalf of the complainant-Jagtar Singh and injured-Gurpreet Singh and has filed power of attorney which is taken on record. It has been stated by learned counsel for the complainant that the parties have entered into compromise.

Having regard to the facts and circumstances of the case and especially bearing in mind the fact that the matter has since been compromise, the petition is accepted and the petitioner – Bhupinder Singh is ordered to be released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of trial Court/Chief Judicial Magistrate/Duty Magistrate, Gurdaspur.

**(GURVINDER SINGH GILL)
JUDGE**

23.08.2018
Gaurav Sorot/pankaj

Whether reasoned / speaking? **Yes / No**

Whether reportable? **Yes / No**