

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

205

CRM-M-24921-2019

Date of Decision:04.06.2019

Mintu @ Nepali @ Mental and others

.....Petitioners

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

Present: Mr. Bhupender Singh, Advocate,
for the petitioners.

Mr. Arun Beniwal, DAG, Haryana.

Mr. Manoj Kumar Pundir, Advocate,
for the complainant.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioners in FIR No.153 dated 06.02.2019 under Sections 324, 34, 506 IPC (the offence punishable under Section 307 IPC was added later on), registered at Police Station Karnal Sadar, District Karnal.

Power of attorney filed on behalf of the complainant today in the Court, is taken on record.

Learned counsel for the petitioners states that apart from the fact that the matter has been compromised between the parties, the offence under Section 307 IPC was added in the case at a later stage. The injury that attracts the provision under Section 307 IPC is attributed to co-accused

Anil. He further states that compromise dated 16.05.2019 (Annexure P-2) has been entered into between the parties.

Learned counsel for the complainant does not dispute the factum of compromise.

Learned State Counsel, on instructions from SI Virender Singh, submits that since the offence under Section 307 IPC has been added in the case, the petitioners are not entitled for bail.

Heard learned counsel for the parties.

Considering the fact that the matter has been compromised between the parties vide compromise (Annexure P-2), the petitioners are in custody since 09.02.2019 and the main injury is attributed to co-accused Anil, this Court deems it appropriate to admit the petitioners on bail.

Accordingly, the present petition is allowed and the petitioners are admitted on regular bail, subject to furnishing of their bail bonds/surety bonds to the satisfaction of trial Court.

However, the observations made hereinabove shall not be construed as an expression on the merits of the case and the trial Court shall proceed with the trial independently without being influenced by the order of bail passed by this Court.

June 04, 2019
seema

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No