

S.No.207

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

CRM-M-52747 of 2019 (O&M)

Date of Decision:18.12.2019

Amandeep Singh

.....Petitioner

Vs.

U.T., Chandigarh

.....Respondent

CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. R.S. Jhand, Advocate for the petitioner.

Mr. Rajiv Vij, Advocate for UT, Chandigarh.

Rajbir Sehrawat, J.(Oral)

The present petition has been filed by the petitioner under Section 439 Cr.P.C for grant of bail pending trial in case FIR No.440 dated 11.12.2017 registered under Sections 386, 506, 34 IPC (Section 364-A, 395, 201 IPC added later on) and Section 25, 54 of Arms Act, at Police Station Sector-36, Chandigarh.

It is contended by counsel for the petitioner that the case against the petitioner had arisen because of misunderstanding with the complainant. However, now even the complainant has settled the dispute with the petitioner. Even, a petition for quashing of the FIR and the consequent proceedings on the basis of compromise has been filed. Even the statements of the parties have been recorded before the trial Court, in which the factum of compromise between the parties has been duly accepted. Still further, it is submitted that no weapon was recovered in this case. Hence, the petitioner deserve to be released on bail. It is further submitted that the co-accused of the petitioner with similar allegations have already been released on bail by this Court.

On the other hand, learned State Counsel submits that the bail

application filed by the petitioner was dismissed only in November, 2019. Thereafter, there is no new ground to reconsider the question of bail to the petitioner. However, it is not disputed that the parties have already made statements before the Court qua the compromise, stated by the petitioner. It is also not disputed that there is no recovery of any weapon in this case.

In view of the above, but without commenting upon merits of the case, the present petition is allowed. It is ordered that the petitioner be released on bail on his furnishing bail bonds/ sureties to the satisfaction of the trial Court/ Duty Magistrate.

December 18, 2019
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(RAJBIR SEHRAWAT)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No