

CRM-M-17075-2020

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(PROCEEDINGS THROUGH V.C.)

CRM-M-17075-2020

Date of Decision: 17th July, 2020

Sahil @ Ashish @ Guttu

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present Mr. H.P.S. Ishar, Advocate for the petitioner.

Mr. Vishal Malik, DAG, Haryana.

Mr. Sushil Sharma, Advocate for the complainant.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner has approached this Court for grant of regular bail by filing this petition under Section 439 of the Code of Criminal Procedure, 1973, in FIR No.443, dated 29.12.2019, registered at Police Station Pinjore, District Panchkula, under Sections 148, 149, 307, 506, 325 & 34 of the Indian Penal Code.

It is the contention of the learned counsel for the petitioner that the petitioner has not been attributed any specific role in the commission of offence. He asserts that the petitioner as well as the complainant are the neighbours and a compromise has been entered into between them on 08.06.2020. According to this compromise, complainant has no objection in case the bail is granted to the petitioner. His further contention is that the petitioner is in custody since 29.12.2019 and the trial is not likely to

conclude in near future especially because of the prevailing circumstances.
Prayer has, thus, been made for the grant of regular bail to the petitioner.

Counsel for the complainant, who has put in appearance, acknowledges the factum of compromise dated 08.06.2020 (Annexure P-2) and states that the complainant has no objection to the prayer made in the present petition.

Counsel for the State, on the other hand, asserts that the challan stands presented but could not dispute the assertion that no active role has been attributed to the petitioner.

Considering the above facts and circumstances of the present case especially the compromise which has been entered into between the parties, which factum stands admitted by the counsel for the complainant as also the fact that the petitioner is in custody since 29.12.2019 with the trial not likely to conclude in near future, this criminal miscellaneous petition is allowed. Petitioner is ordered to be released on bail subject to his furnishing bail and surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate, Panchkula.

Any observation made herein-above shall have no bearing on the merits of the case during the trial in any manner.

(AUGUSTINE GEORGE MASIH)
JUDGE

17th July, 2020
Harish

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No