

105 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-16997-2020 (O&M)

Date of Decision: 03.07.2020

Satpal

... Petitioner

v/s

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. B.S.Tewatia, Advocate for the petitioner.

Ms. Gaganpreet Kaur, AAG Haryana.

* * *

VIVEK PURI, J. (ORAL)

The petitioner has prayed for grant of regular bail in case FIR No. 578, dated 2.11.2019 registered under Sections 307, 195-A, 506 IPC 1860 and Section 25 of Arms Act, 1959 at Police Station Sadar Ballabhgarh, District Faridabad.

Briefly, the FIR has been registered on the basis of the complaint submitted by Bharat Lal-complainant alleging that at the earlier instance on 29.10.2019, petitioner-Satpal had a quarrel with the complainant and fired from country-made pistol. The matter was reported to the police and an FIR bearing No. 568 dated 29.10.2019 under Section 25 of the Arms Act was registered at Police Station Sadar Ballabhgarh, District Faridabad. Subsequently, on 1.11.2019 at about 8.30 p.m., Satpal abused the brother of the complainant, the complainant opened the door and the petitioner fired a shot with an intention to kill him. However, the petitioner ducked to avoid the gun shot and it hit the wall.

It has been stated by learned counsel for the petitioner that the arrest of the petitioner was effected on 5.11.2019, the custodial interrogation of the petitioner is over, investigation of the case is complete, challan has already been presented and charges have been framed against the petitioner. Furthermore, it a case of no injury and a compromise has been effected with the complainant. Copy of the affidavit of the complainant along with the compromise has also been placed on record.

Learned State counsel has not disputed the factual aspect of the matter but has argued that offences are non-compoundable.

In these set of circumstances without making any comment upon the genuineness of the compromise or otherwise, suffice it to say that sufficient grounds are made out to extend the concession of bail to the petitioner. The petitioner be released on regular bail subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the concerned trial Court/Chief Judicial Magistrate/Duty Magistrate.

The petition is allowed.

03.07.2020
Janki

(VIVEK PURI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No