

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

CRM-M No.17582 of 2020

Date of Decision : 06.07.2020

Akash @ Ricky and others

.....Petitioners

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Anil K. Spehia, Advocate
for the Petitioners.

SUDIP AHLUWALIA, J. (ORAL)

The instant Petition has been filed under Section 438 of the Code of Criminal Procedure seeking Anticipatory Bail in case FIR No.0095, dated 13.05.2020, registered under Sections 323, 324, 148 and 149 of the Indian Penal Code (Sections 326 and 307 of the IPC added later on), at Police Station Kartarpur, District Jalandhar.

2. Submits *inter alia* that initially the FIR was drawn up only under Sections 323, 324, 148 and 149 of the IPC but that subsequently offences under Sections 326 and 307 of the IPC were added only to make it non-bailable.

3. Submits further that by now the parties have amicably compromised their dispute and decided to withdraw their allegations and counter-allegations against each other, as can be verified from the Compromise Deed (Annexure P-3).

4. Notice of motion.

5. Mr. Saurabh Khurana, Dy. Advocate General, Punjab to accept notice on behalf of the Respondent/State. A copy of the paper-book be supplied to him.

6. Mr. Suresh K. Arya, Advocate has put in appearance, through Video Conferencing and sent his Power of Attorney on WhatsApp.

7. Ld. Counsel for the Complainant concurs with the submissions made on behalf of the Petitioner.

8. In the circumstances, the Petitioners' prayer for Anticipatory Bail is allowed and they are ordered to be released on bail to the satisfaction of the Arresting Officer till submission of report under Section 173 Cr.P.C. (Challan). They shall continue to join investigation and shall furnish an undertaking that they shall abide by the conditions specified under Section 438(2) Cr.P.C. Thereafter, the Petitioners will be permitted to furnish bail bonds to the satisfaction of the Ld. Trial Court.

9. Disposed off.

July 06, 2020
Dpr

(SUDIP AHLUWALIA)
JUDGE

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