

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH**CRM-M-29603-2020****Date of decision: 08.10.2020****(Heard through VC)****Shiv Kumar****....Petitioner****V/s.****State of Haryana****.....Respondent****CORAM: HON'BLE MS. JUSTICE RITU BAHRI.**

Present: Mr. Virat Rana, Advocate for the petitioner.

Ms. Sheenu Sura, DAG, Haryana.

**********Ritu Bahri, J. (Oral)**

This petition under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case F.I.R. No. 92 dated 02.03.2019 under Section 328 of Indian Penal Code, 1860 registered at Police Station Safidon, District Jind (Annexure P-1).

Learned counsel for the petitioner states that the aforesaid FIR was got registered on account of dispute between husband and wife and during the pendency of investigation, the matter has been compromised between the parties as per Panchayati Compromise dated 04.08.2020 (Annexure P-3). The affidavit of the complainant is annexed as Annexure P-4. However as per the status report filed by learned counsel for the State on 05.10.2020, there is no information to the police regarding compromise and it is denied for want of knowledge. Learned counsel for the State further states that out of 10 witnesses, 9 witnesses have been examined.

Ms. Pancy Singh Soni, Advocate has emailed her vakalatnama to appear on behalf of the complainant, which is taken on record. She states that as per the affidavit dated 04.08.2020 (Annexure P-4), the compromise

has been effected between the parties. The complainant has also emailed Aadhar card, which is taken on record as Annexure A-1. The same is identified by learned counsel for the complainant as well.

Since the affidavit dated 04.08.2020 (Annexure P-4) is not disputed by learned counsel for the complainant, this Court feels that there is no need to detain the petitioner any longer. Accordingly, this petition is allowed and the petitioner is ordered to be enlarged on bail to the satisfaction of the concerned Chief Judicial Magistrate/Duty Magistrate.

08.10.2020**Divyanshi****RITU BAHRI
(JUDGE)****Whether speaking/reasoned:****Yes/No****Whether reportable:****Yes/No**