

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

CRM-M-54671-2018
Date of decision: 12.03.2020

Satnam Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

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

Mr. M. S. Nagra, AAG, Punjab.

Mr. Sunny Singla, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 48 dated 20.06.2018, registered under Sections 307, 341, 323, 427, 148 (wrongly mentioned as Section 128 IPC in the petition) and 149 of the IPC at Police Station Sadar Ahmedgarh, District Sangrur.

On 17.10.2019, the petitioner was granted interim bail by this Court. The operative par of the order reads as under:

“Learned counsel for the petitioner submits that the petitioner is in judicial custody since 27.06.2018; challan stands presented; charges have been framed and statement of witnesses in examination-in-chief has been recorded.

Learned counsel for the petitioner further submits

that the petitioner is ready to pay a compensation of Rs. 35,000/- to injured Gobind Singh without any prejudice to his right to raise all the pleas/defence during the course of trial.

Learned State counsel, on instructions from ASI Rajinder Singh, assisted by learned counsel for the complainant, has, however, opposed the grant of bail to the petitioner on the ground that complainant has suffered serious injuries with loss of hearing at the hands of the petitioner.

List again on 12.03.2020.

In the meantime, the petitioner is directed to be released on interim bail, subject to his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate, concerned.

The petitioner will deposit a sum of Rs. 35,000/- with the trial Court on or before 25.02.2020, which shall be further handed over to injured Gobind Singh by the trial Court.

However, it is made clear that in case the petitioner is found misusing the concession of interim bail or trying to influence any of the prosecution witnesses, it will be open for the prosecution to apply for cancellation of interim bail.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the aforesaid order, has already paid a compensation of Rs. 35,000/- to injured Gobind and he has been released on interim bail.

Learned State counsel, on instructions from ASI Harbaksh, assisted by learned counsel for the complainant, has not disputed the aforesaid fact and submitted that the case is at the stage of recording the statement of prosecution witnesses and five witnesses have already been

examined.

In view of the above, the present petition is allowed and order dated 17.10.2019, granting interim bail to the petitioner, is made absolute.

12.03.2020

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No