

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

CRM-M- 55457-2019 (O&M)

Date of Decision: February 12, 2020

Bhupinder Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Manoj Tanwar, Advocate
for the petitioner.

Mr. Davinder Bir Singh, D.A.G., Punjab.

Mr. Jasdeep Singh, Advocate
for the complainant.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.51 dated 17.09.2019, under Sections 306, 34 Indian Penal Code, registered at Police Station Singh Bhagwantpura, District Rupnagar, Punjab.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 27.10.2019. It is submitted that the petitioner has been falsely implicated in the present case. It is also contended that the allegations as set out in the FIR are not sustainable while further arguing that the matter has been compromised

between the parties and that the conclusion of trial will take sufficient time, therefore, the petitioner is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from the Investigating Officer, opposes the grant of regular bail to the petitioner, while submitting that offences alleged against the petitioner are serious in nature, however, he does not dispute the fact that the matter has been settled between the parties and a separate quashing petition has also been filed. Learned counsel for the complainant also admits to the factum of compromise.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the facts that the petitioner herein has been in custody since 27.10.2019 and that the matter has been settled between the parties and a separate quashing petition has already been filed, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

(JAISHREE THAKUR)
JUDGE

February 12, 2020
seema

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No