

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(206)

CRM No. M-18375-2021

Date of Decision : 20.05.2021

Mukhtar Singh

....Petitioner

Versus

State of Punjab

.....Respondent

(through video conferencing)

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Amit Arora, Advocate for the petitioner.

Mr. Sandeep Singh Deol, Deputy Advocate General, Punjab.

Mr. Parminder Singh Kanwar, Advocate for the complainant.

Harsimran Singh Sethi, J. (Oral)

The present petition has been filed under Section 439 Cr.P.C. for the grant of regular bail to the petitioner in FIR No. 23, dated 27.02.2021, under Sections 326, 394, 341, 427, 506, 324, 34 IPC, 1860, registered at Police Station Sadar Tarn Taran, District Tarn Taran.

Learned counsel for the petitioner argues that as per the FIR, the injury which is attributed to the petitioner, is simple in nature and further, the parties have already compromised their dispute so as to live peacefully and on the basis of the said compromise, a quashing petition has already been filed in this Court though, the same is yet to be listed for hearing.

Notice of motion.

Mr. Sandeep Singh Deol, learned Deputy Advocate General, Punjab, who has joined the proceedings through video conference, keeping in view the service of advance copy of petition, accepts notice on behalf of the respondent-State.

Learned State counsel does not dispute that as per the FIR, the injury attributed to the petitioner is simple in nature. Learned State counsel pleads ignorance about the compromise between the parties.

Mr. Parminder Singh Kanwar, Advocate, who also appears through video conference on behalf of the complainant, submits that the parties have already compromised their dispute and he does not have any objection in case, the petitioner has been granted the benefit of regular bail.

I have heard learned counsel for the parties and have gone through the record with their able assistance.

Once, it is conceded that the petitioner is only attributed a simple injury and also in view of the fact that parties have compromised their dispute so as to peacefully exist, no useful purpose will be served in keeping the petitioner behind the bars, especially, in the present situation which has arisen due to pandemic of Covid-19, therefore, the petitioner is granted the benefit of regular bail.

The petitioner is directed to be released on regular bail in this case subject to the satisfaction of the trial Court/Duty Magistrate concerned.

Learned counsel for the petitioner undertakes that petitioner will not influence trial in any manner including influencing the witnesses and in case of default of the above undertaking, State will be at liberty to approach this Court for passing appropriate orders.

However, it is made clear that anything observed herein shall not be construed to be an expression of any opinion on the merits of the case.

May 20, 2021
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether reasoned/speaking? *Yes/No*
Whether reportable? *Yes/No*