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**CRM-22257-2021 in
CRM-M-21697-2021**

Panna Singh vs. State of Punjab

Present: Mr. J.S.Dadwal, Advocate,
for the applicant/petitioner.

Mr. Sidakmeet Singh Sandhu, AAG, Punjab.

Case heard via video conference.

CRM-22257-2021

Vide this application a copy of the compromise deed stated to have been entered into by the petitioner and his co-accused with the complainant in the FIR, is sought to be placed on record.

Notice in the application.

Mr. Sidakmeet Singh Sandhu, AAG, Punjab, accepts notice at the asking of the court on behalf of the respondent State.

The application is allowed subject to all just exceptions and the aforesaid compromise deed is taken on record as Annexure P-3 with the accompanying petition.

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On the last date of hearing, the matter had been adjourned till today while admitting the co-accused of the petitioner to bail, with learned State counsel asked to file an affidavit of a gazetted officer as regards the exact role of the petitioner and his criminal antecedents, the attribution upon him being a *kirpan* blow on the person of one Gurkirat Singh (whereas as regards the person admitted to bail an allegation of fist blows on the person of one Karam Singh was attributed, on whose person actually a sharp edged weapon injury was found).

Today, learned State counsel submits that he has the affidavit executed by the Assistant Commissioner of Police, Central Ludhiana, dated 26.07.2021, though that could not be filed on time.

However, he submits that as per the said affidavit there are found to be three injuries on the person of Gurkirat Singh, one on his eyebrow and two on his feet, shown to be inflicted by a blunt edged weapon and all found to be simple injuries.

He next submits, upon query, that as per the said affidavit there is no other criminal case registered against the petitioner, who has been in custody now for about 5 months.

That being so, without making any comment on the actual merits of the case, the petition is allowed and the petitioner is ordered to be admitted to bail, upon him furnishing adequate bail and surety bonds to the satisfaction of the trial court/CJM/Duty Magistrate concerned.

It is also to be noticed that the Registry has put up alongwith the file the orders passed in 3 petitions, which are presumed to be arising out of the same FIR, which are seen to be petitions filed under the provisions of Section 438 of the Cr.P.C.

Those petitions are seen to be still pending final adjudication, with interim orders passed therein. Obviously, the criterion for admitting an accused to bail under the provisions of Sections 438 and 439 is wholly different.

July 28, 2021

dharamvir//

DHARAM VIR
2021.08.02 12:30
I attest to the accuracy and
integrity of this document

**(AMOL RATTAN SINGH)
JUDGE**