

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

224

CRM-M-36661-2021 (O&M)

Date of Decision: 12.11.2021

NEHA MAHANT

... Petitioner

Versus

STATE OF PUNJAB

... Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Mohd. Yousaf, Advocate
for the petitioner.

Mr. HS Multani, AAG Punjab.

Mr. Abdul Aziz, Advocate
for the complainant.

HARNARESH SINGH GILL, J.(Oral)

CRM-34016-2021

Application is allowed, as prayed for.

Compromise dated 28.08.2021 (Annexure P-3) is taken on record.

Registry is directed to tag the same at an appropriate place.

CRM-M-36661-2021

By way of the present petition, the petitioner seeks regular bail in case bearing FIR No.77 dated 07.07.2021, registered under Sections 307, 452, 323, 436, 148, 149 IPC, at Police Station City-II, Malerkotla, District Sangrur.

Learned counsel for the petitioner submits that no injury has been attributed to the petitioner and that the petitioner has been in custody since 07.07.2021. He further submits that a compromise has been effected between the parties and that as the co-accused have already been granted the concession of regular/anticipatory bail, the petitioner may also be granted such concession, on the ground of parity.

On the other hand, learned State counsel assisted by learned counsel for the complainant while opposing the prayer for grant of regular bail to the petitioner, does not dispute the factum of compromise effected between the parties. He, however, submits that the petitioner used derogatory remarks against the complainant, following which other assailants/co-accused came at the spot and burned the tent house of the complainant.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 07.07.2021. A compromise has already been effected between the parties. Co-accused have already been enlarged on regular/anticipatory bail. No injury has been attributed to the petitioner. Trial of the case would take time to conclude, especially due to COVID-19 pandemic. Therefore, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

CRM-34018-2021

Since, the main petition is taken up for hearing today itself, present application has become infructuous.

Dismissed as having become infructuous.

12.11.2021

Aman Jain

Whether speaking/reasoned
Whether reportable

(HARNARESH SINGH GILL)
JUDGE

: *Yes/No*
: *Yes/No*