

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(218)

CRM No. M-4826 of 2022
Date of Decision : 09.02.2022

Gurdial Singh

....Petitioner

Versus

State of Haryana

.....Respondent

(through video conferencing)

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Ms. Kanika Ahuja, Advocate for the petitioner.

Mr. Karan Garg, Assistant Advocate General, Haryana.

Mr. Abhishek Sanghi, 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. 16 dated 11.01.2022, registered under Sections 379-B read with Section 34 IPC at Police Station City Pehowa, District Kurukshetra.

Learned counsel for the petitioner argues that though the allegations alleged against the petitioner are yet to be proved during the trial but the parties have already compromised their dispute and the compromise between the parties has been appended with this petition as Annexure P-2. Learned counsel for the petitioner submits that keeping in view the said fact, the petitioner may kindly be granted the benefit of regular bail.

Notice of motion.

Mr. Karan Garg, learned Assistant Advocate General, Haryana, 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. Mr. Abhishek Sanghi, Advocate, who has also joined the proceedings through video conference, appears on behalf of the complainant.

Learned State counsel submits that the allegations alleged against the petitioner are serious in nature and the State does not have any information qua the compromise between the parties.

Learned counsel appearing on behalf of the complainant submits that the parties have compromised their dispute and keeping in view the said compromise, he raises no objection for the grant of regular bail to the petitioner.

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

Keeping in view the fact that the allegations alleged against the petitioner are yet to be proved and the parties have already compromised their dispute and no objection has been raised by the learned counsel for the complainant for the grant of regular bail to the petitioner, no useful purpose will be achieved in keeping the petitioner behind bars during the entire period of trial, the petitioner has made out a case for the grant 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.

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.

February 09, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

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