

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

213

CRM-M-22496-2021 (O&M)

Date of Decision: 17.01.2022

JATINDER SINGH

... Petitioner

Versus

STATE OF PUNJAB AND ANOTHER

... Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. APS Sandhu, Advocate
for the petitioner.

Mr. Kirat Singh Sidhu, DAG Punjab.

Mr. Gursimranjeet Singh, Advocate
for respondent No.2/complainant.

HARNARESH SINGH GILL, J.(Oral)

Case is taken up for hearing through video conferencing.

CRM-44550-2021

Application is allowed, as prayed for.

CRM-44551-2021

Application is allowed, as prayed for.

Annexures A-1 and A-2 are taken on record.

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

CRM-M-22496-2021

Through this petition, the petitioner seeks regular bail in case bearing FIR No.26 dated 27.02.2021, registered at Police Station Verka, District Police Commissionerate, Amritsar, under Section 379-B IPC.

Learned counsel for the petitioner submits that the petitioner has been in custody since 28.02.2021 and that a compromise (Annexure P-2) has already been effected between the parties.

On the other hand, while opposing the prayer for grant of regular bail to the petitioner, learned State counsel does not dispute the custody period of the petitioner. He, however, submits that he has no instructions regarding the compromise, if any, effected between the parties. He further submits that the petitioner is a habitual offender, inasmuch as, 04 (four) more FIRs are registered and/or pending against the petitioner.

While controverting the aforesaid submission made by the learned State counsel, learned counsel for the petitioner submits that out of 04 (four) cases, registered and/or pending against the petitioner, are concerned, the petitioner has already been acquitted in 03 (three) and is on bail in 01 (one).

Learned counsel for respondent No.2 has not disputed the factum of the compromise.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 28.02.2021. A compromise has already been effected between the parties. Out of 04 cases, the petitioner has already been acquitted in three and is on bail in one. Prosecution evidence is yet to conclude. In such circumstances, the trial of the case is unlikely to conclude any time soon. 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.

17.01.2022

Aman Jain

(HARNARESH SINGH GILL)

JUDGE

Whether speaking/reasoned

:

Yes/No

Whether reportable

:

Yes/No