

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-28379-2022(O&M)

Date of Decision:-31.10.2022

JEEWAN SINGH @ JAGJIWAN SINGH

... Petitioner

Versus

STATE OF HARYANA AND OTHERS

... Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present:- Ms.Shaveta Sanghi, Advocate
for the petitioners.

Ms. Harpreet Kaur, AAG, Haryana.

KARAMJIT SINGH, J. (Oral)

Present petition is for grant of regular bail in case having FIR No.226 dated 29.06.2021 registered under Sections 307/323/341/506/34 of IPC, Police Station City Mandi Dabwali, District Sirsa, on the basis of compromise deed (Annexure P-3).

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case and is incarcerated since 15.08.2021 and that after completion of investigation the police has presented the challan but trial is yet to commence. The counsel for the petitioner further submits that the compromise has been effected between the parties (Annexure P-3). Learned counsel for the petitioner made prayer that in the given circumstances, the petitioner be released on regular bail as it will take considerable time for the trial to conclude even after its commencement.

The present petition is opposed by the State counsel, who on instructions from SI Avtar Singh, has not refuted the fact that the petitioner is lodged behind the bars since 15.08.2021 and that challan has been presented but the trial is yet to commence. The State counsel has also further submitted that the fact regarding compromise which has been effected between the parties, is verified by the Investigating Officer.

Admittedly, the parties have entered into the compromise and the quashing petition filed on the basis of said compromise having ***CRM-M-25110-2022 titled as Sukhmander Singh @ Gurdan and another Vs. State of Haryana*** is now fixed for 02.12.2022. The petitioner was arrested in the present case on 15.08.2021 and after completion of investigation the challan has been presented but it will take considerable time for the trial to terminate.

In view of the fact that the parties have already entered into compromise, no purpose is going to be served by prolonging the judicial custody of the petitioner.

Thus without commenting on the merits of the case, the petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail and surety bonds to the satisfaction of the CJM/Duty Magistrate concerned.

31.10.2022
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(KARAMJIT SINGH)
JUDGE

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No