

CRM-M-35874-2020

Mandeep Singh alias Ubbi vs. State of Punjab

CRM-M-50723-2018

Yuvraj @ Cheema @ Chandan Sharma and ors.

vs.

State of Punjab.

Present: Mr. Gurpreet Singh Dhillon, Advocate,
for the petitioner in CRM-M-35874-2020

None for the petitioner in CRM-M-50723-2018

Mr. Rana Harjasdeep Singh, DAG, Punjab.

Mr. Aayush Arora, Advocate,
for respondent no.2.

Case heard *via* video conferencing.

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By this petition, the petitioner seeks the concession of 'anticipatory bail' under the provisions of Section 438 Cr.P.C., upon FIR No.363, dated 22.07.2018, having been registered at Police Station Focal Point, Ludhiana, alleging therein the commission of offences punishable under the provisions of Sections 307/323/336/506/148/149 of the IPC and Section 25 of the Arms Act, 1959.

Pursuant to notice having been issued to respondent no.2 also, Mr.Aayush Arora, Advocate, appears for him and submits that the matter has been compromised between the petitioner and other accused on the one side and the complainant-respondent no.2 on the other.

Both learned counsel submit that in fact statements of the parties have also been recorded *qua* the compromise, in terms of the order passed by

this court in CRM-M-50723-2018.

A perusal of that case file shows that a report dated 01.02.2019 is on record, received from the learned CJM, Ludhiana, to the effect that complainant-respondent no.2, Gurnam Singh, appeared before that court and recorded his statement to the effect that he had compromised the matter with all the accused of his own free will and has no objection if the FIR itself is quashed.

The statements of other persons injured in the occurrence, i.e. respondents no.3, 4 and 5 in CRM-M-50723-2018, were also record before that court, essentially to the same effect.

The learned State counsel also submits that the petitioners as also other accused have all joined investigation.

That being so, in view of the fact that the matter has been compromised, without making any comment on the actual merits of the case, the petition is allowed and the interim order passed in favour of the petitioner admitting him to interim bail, is made absolute on the same terms and conditions.

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Learned State counsel would place on record, by way of a short affidavit of a gazetted officer, the MLR in respect of all injuries received by the injured, to determine as to whether the FIR can be quashed at all, even on the basis of the compromise reached between the parties, in terms of the ratio of the judgments of the Supreme Court in **Narinder Singh and others vs. State**

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of Punjab and others 2014 (2) R.C.R. (Criminal) 482 and **State of Madhya Pradesh vs. Laxmi Narayan and others**, 2019 (2) RCR (Crl.) 255.

For that purpose, adjourned to 06.05.2022.

(A photocopy of this order be placed on the file of the connected case).

February 28, 2022

dharamvir//

**(AMOL RATTAN SINGH)
JUDGE**