

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-37121 of 2022 (O&M)
Date of decision : 26.08.2022

Sabar Khan

..... Petitioner

versus

State of Punjanb

..... Respondent

CORAM : HON'BLE MR.JUSTICE PANKAJ JAIN

Present :-Mr. P.S.Sekhon, Advocate for the petitioner.

Mr. Gurdarshan Singh Sidhu, Asstt. A.G., Punjab.

Mr. Sukhjit Singh, Advocate
for the complainant.

PANKAJ JAIN, J. (ORAL)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case F.I.R. No.125 dated 25.08.2020 registered under Sections 308, 323, 148 and 149 IPC at Police Station City-I, Malerkotla, District Malerkotla (earlier District Sangrur).

Custody certificate dated 26.08.2022 by way of an affidavit of Parduman, PPS, Deputy Superintendent, Sub Jail Malerkotla has been filed. The same is taken on record. As per the custody certificate, the petitioner has undergone actual custody of 1 month and 7 days as under trial.

Counsel for the petitioner *inter-alia* contends that the FIR was registered after delay of 8 days and Section 308 IPC was added later on. He further submits that the parties have already reconciled their differences and compromised the matter vide P-2 dated 15.08.2022.

Mr. Sukhjit Singh, Advocate appears on behalf of the complainant and admits the fact of there being a compromise between the parties and submits no objection to the regular bail being granted to the petitioner.

Owing to the facts and circumstances of the case and taking in view the fact of there being a compromise between the parties, the present petition is allowed.

Without commenting on the merits of the case, the petitioner is ordered to be released on bail on his furnishing bail/surety bonds to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.

Needless to say anything recorded herein shall not be construed as an expression of opinion on the merits of the case.

(PANKAJ JAIN)
JUDGE

26.08.2022

Pooja sharma-I

Whether speaking/reasoned

Yes

Whether Reportable :

No