

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

227

CRM-M-42713 of 2022  
Date of Decision:21.09.2022

Bhawanpreet Singh

....Petitioner

Versus

The State of Punjab

.....Respondent

**CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI**

Present: Mr. Gaurav Dutta, Advocate,  
for the petitioner.

Mr. Kunal Vinayak, AAG, Punjab

Ms. Srishti S Sharma, Advocate,  
for the complainant.

\*\*\*\*

**JASGURPREET SINGH PURI, J. (Oral)**

The present petition has been filed under Section 439 of the Code of Criminal Procedure for the grant of regular bail to the petitioner in FIR No.57 dated 23.06.2022, under Sections 379-B IPC (Section 411 IPC added later on), registered at Police Station City Morinda, District Rupnagar.

It has been submitted by the learned counsel for the petitioner that due to some mis-understanding the present FIR was lodged by the complainant and the petitioner was not involved in the present case. He stated that the petitioner has clean antecedents and he is not involved in any other case. He submitted that the subject matter of the present case is theft of a mobile phone but thereafter a compromise has been effected with the complainant and the mis-understanding has been removed. He further submitted that even otherwise also investigation of the

case has been completed and the challan has been presented to the competent Court.

On the other hand, Mr. Kunal Vinayak, learned AAG, Punjab has stated that it is correct that the investigation of the case has been completed but has submitted that he has no knowledge as to whether any compromise has been effected between the parties or not. Ms. Srishtti S Sharma, Advocate has caused appearance on behalf of the complainant and has filed her power of attorney, which is taken on record. She has stated on specific instructions from the complainant that a compromise has been effected between the parties and the misunderstanding has been removed.

I have heard the learned counsel for the parties.

In view of the aforesaid facts and circumstances, the present petition is allowed. The petitioner shall be released on regular bail subject to furnishing bail bonds/surety to the satisfaction of the learned trial Court/Duty Magistrate concerned.

However, anything observed hereinabove shall not be treated as an expression of opinion on merits of the case and is only meant for the purpose of decision of present petition.

**(JASGURPREET SINGH PURI)**  
**JUDGE**

**September 21, 2022**

dinesh

|                    |   |        |
|--------------------|---|--------|
| Whether speaking   | : | Yes/No |
| Whether reportable | : | Yes/No |