

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

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**CRM-M No.45998 of 2022
Date of Decision: 29.10.2022**

Gurpreet Singh @ Guria

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: *HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA*

Present:- Mr. Ranjit Singh Sidhu, Advocate
 for the petitioner.

MEENAKSHI I. MEHTA, J. (Oral)

The petitioner herein seeks the relief of regular bail in the criminal case arisen out of the FIR bearing No.139 dated 18.09.2016 registered at Police Station Dirba, District Sangrur, under Sections 324, 341, 323, 506, 148 & 149 IPC (wherein the offence under Section 326 read with Section 34 IPC is stated to have been added later-on), with the allegations that he, along-with his co-accused, had caused injuries to the informant-injured named Kuljeet Singh with weapons like 'kirpan' and 'daang' etc.

2. Mr. Digvijay Nagpal, learned Assistant Advocate General, Punjab, has appeared in this case in pursuance of the notice of the instant petition having been sent to the respondent-State in advance and has submitted the custody-certificate of the petitioner in the Court and the same is taken on the record.

3. I have heard learned counsel for the petitioner as well as learned State counsel in the present petition and have also perused the file carefully.

4. Learned counsel for the petitioner contends that during the investigation, the petitioner and some of his co-accused were found to be

innocent but they had been summoned to face the trial vide order Annexure P-3 as passed by the trial Court on 06.06.2018 on an application preferred by the prosecuting agency under Section 319 Cr.P.C and at that time, the petitioner was reportedly residing abroad as mentioned in the order Annexure P-4 and had been declared a proclaimed offender but he himself surrendered before the competent Court on 03.09.2022 and is behind the bars since then and as mentioned in the order dated 16.09.2022 (Annexure P-8), he has already preferred a petition for seeking the quashing of the subject FIR on the basis of the compromise arrived at between the parties and in these circumstances, he deserves the relief as prayed for in the instant petition.

5. Learned State counsel does not dispute the afore-referred factual position.

6. Keeping in view the above-discussed facts and circumstances as well as the fact that no useful purpose would be served by detaining the petitioner in judicial custody any more and without commenting or expressing any opinion on the merits of the case, the petitioner named Gurpreet Singh @ Guria is ordered to be released on regular bail subject to his furnishing the requisite personal and surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

7. The petition in hand stands allowed accordingly.

(MEENAKSHI I. MEHTA)
JUDGE

29.10.2022
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Whether speaking/reasoned: *Yes*
Whether Reportable: *No*