

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No. 231

CRM-M-2882-2023

Date of Decision:-16.05.2023

GURPINDER SINGH @ MANNA

... Petitioner

Versus

STATE OF PUNJAB

... Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present:-
Mr. G.S. Kaura, Advocate for the petitioner.

Mr. Hakam Singh, AAG, Punjab.

KARAMJIT SINGH, J. (Oral)

1. The petitioner has approached this Court seeking grant of regular bail in a case having FIR No.83 dated 13.06.2022 registered under Sections 323, 325, 148, 149 of IPC (Section 307, 308 added lateron) at Police Station Sadar Batala District Batala.
2. As per the allegations recorded in the FIR, the petitioner who was armed with wooden log alongwith his companions attacked the complainant and at that time petitioner gave blow of wooden log in the chest of complainant while his accomplice Jarnail Singh gave dang blow while co-accused Gurjant Singh gave datar blow with its blunt side on the person of complainant. During investigation , the petitioner was arrested on 15.11.2022.
3. The counsel for the petitioner submits that the petitioner has been falsely implicated in the present case and is incarcerated for the last more than 6 months and that the matter is compromised and in this regard compromise quashing petition having CRM-M-24310-2023 is filed wherein parties are direted to get record their

statement before the Court concerned and next date fixed in the said petition is 09.10.2023.

4. Notice of motion.
5. On the asking of the Court, Mr. Naveen Kumar Sheoran, DAG, accepts notice on behalf of State of Haryana and submits that on account of blow of wooden log given by the petitioner, ribs of complainant got fractured. However, the State counsel has not disputed the fact that the petitioner is incarcerated for last 6 months and the challan has also been presented.
6. Mr. Bikramjeet Singh Randhawa, Advocate for complainant who has appeared on behalf of the complainant submits that matter has been compromised with the parties and the complainant has no objection if the petitioner be released on bail.
7. I have considered the submissions made by counsel for the parties.
8. Admittedly the petitioner was arrested on 15.11.2022 and during investigation one wooden log is stated to be recovered at the instance of the petitioner and after completion of investigation challan has been presented and it will take considerable time for the trial to terminate, so no fruitful purpose is going to be served by prolonging judicial custody of the petitioner for indefinite period. Further as has been apprised by the counsel for the petitioner and counsel for the complainant between the dispute has been settled between them.
9. 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
trial Court/CJM/Duty Magistrate concerned.

16.05.2023
Gaurav Sorot/yogesh

(KARAMJIT SINGH)
JUDGE

Whether reasoned / speaking?	Yes / No
Whether reportable?	Yes / No