

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

CRM-M-3213-2023

Date of Decision:-02.03.2023

Vikash @ Vicky.

.....Petitioner.

Versus

State of Haryana.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present:- Mr. Rajshekhar, Advocate for
Ms. Alisha Soni, Advocate for the Petitioner.

Mr. Kanwar Sanjiv Kumar, Assistant Advocate General,
Haryana.

Ms. Awaljot Kaur, Advocate for respondent no.2.

JASJIT SINGH BEDI, J. (ORAL)

The Prayer in this petition under Section 439 Cr.PC is for the grant of regular bail in case FIR No.80 dated 30.10.2022 under Sections 379-B IPC registered at Police Station GRP, Jind, District Jind.

2. The brief facts of the case are that one Ramphal stated that he was working at the LG Service Centre Rohtak. On 29.10.2022 he along with his brother were travelling in the train and returning back home. When the train reached the railway station at Jakhal, one boy came and snatched phone from his hand and fled away. On being caught the boy struck him (complainant) with a stone and ran away. Legal action was sought.

On the basis of the allegations the present FIR came to be registered.

3. The Counsel for the petitioner contends that the petitioner has not been named in the FIR but his name has come up during the course of investigation. The petitioner is in custody since 31.10.2022. The

investigation stands completed and none of the 07 prosecution witnesses have been examined so far. Meanwhile a compromise has been arrived at between the parties. Therefore, the petitioner was entitled to the grant of bail.

4. The Counsel for the complainant admits the factum of a compromise having been arrived at between the complainant party on the one hand and the petitioner on the other. She states that she has no objection if the petitioner is granted the concession of bail.

5. The counsel for the State on the other hand does not deny the factum of a compromise effected between the parties. He however states that the petitioner is a convict in one other case bearing FIR No.150 dated 28.04.2014 under Sections 323, 324, 307, 506, 34 IPC in which he has been granted the concession of bail.

6. I have heard the learned counsel for the parties.

7. The petitioner is stated to be in custody since 31.10.2022. The investigation stands completed. A compromise has been arrived at between the parties. Therefore, the further incarceration of the petitioner is not required.

8. Thus without commenting on the merits of the case, the present petition is allowed and the petitioner-**Vikash @ Vicky** of Sh. Satbir is ordered to be released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of learned CJM/Duty Magistrate, concerned.

9. The petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

March 02, 2023
Vinay

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