

2023:PHHC:099129

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

220

CRM M-36360 of 2023

Date of Decision: 02.08.2023

Surjit Singh

...Petitioners

Vs.

State of Punjab

...Respondent

CORAM : HON'BLE MR. JUSTICE N.S.SHEKHAWAT

Present : Mr. R.D. Rattewal, Advocate for the petitioner.
Mr. M.S. Bajwa, DAG, Punjab.
Mr. Deepak Chaudhary, Advocate
for the complainant.

N.S.SHEKHAWAT, J. (Oral)

1. The petitioner has filed the present petition under Sections 439 Cr.P.C. with a prayer to grant regular bail in FIR No. 16 dated 16.11.2018 under Sections 406 and 420 IPC Police Station Aur, District SBS Nagar.

2. Learned counsel for the petitioner contends that the petitioner was granted the concession of anticipatory bail vide order dated 13.03.2019 (Annexure P-2) by this Court. Thereafter, the petitioner was regularly appearing before the learned trial Court. However, on 08.04.2022, the petitioner absented and was finally declared as a proclaimed person on 17.01.2023. The petitioner was re-arrested in the present case on 06.06.2023 and is in custody since then. Learned counsel for the petitioner submits that the matter has been compromised between the parties vide compromise deed dated 28.06.2023 (Annexure P-4) and he deserves the concession of bail.

3. On the other hand, learned State counsel has vehemently opposed the prayer made by the learned counsel for the petitioner on the ground that he was declared a proclaim person and may evade the process of law.

4. Mr. Deepak Chaudhary, Advocate has put in appearance on behalf of the complainant by filing his power of attorney and submits that the matter has been resolved between the parties and he has no objection in case the present bail application is allowed by this Court.

5. I have heard learned counsel for the parties and perused the record.

6. In view of the fact that the petitioner is in custody since 06.06.2023; the matter has been amicably settled between the parties and the custody of the petitioner will serve no meaningful purpose, without commenting any further on the merits, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the learned trial Court/Duty Magistrate/CJM concerned.

02.08.2023
amit rana

(N.S.SHEKHAWAT)
JUDGE

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