

108+220 **IN THE HIGH COURT OF PUNJAB AND HARYANA**
AT CHANDIGARH

**CRM-50568-2023 in/and
CRM-M-44329-2023 (O&M)
Date of Decision: 07.12.2023**

Sumandeep Singh ...Petitioner

vs.

State of Punjab ...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Davinder Bir Singh, Advocate
for the petitioner.

Mr. M.S.Bajwa, Deputy Advocate General, Punjab.

Mr. Gaurav Verma, Advocate
for the complainant.

N.S.Shekhawat J. (Oral)

CRM-50568-2023

1. Application is allowed as prayed for. Annexures P-7 and P-8 are taken on record.

CRM-M-44329-2023

1. Status report by way of an affidavit of Deputy Superintendent of Police, Sub-Division Kharar-I, District SAS Nagar, Mohali has been filed on behalf of the respondent-State in Court today and the same is taken on record.

2. The petitioner has filed the instant petition under Section 439 of the Cr.P.C. with a prayer to grant regular bail to him in case FIR No.0167 dated 29.07.2023 registered under Sections 341, 325, 323, 308 of IPC, at Police Station Sadar Kharar, District SAS Nagar, Mohali.

3. Learned counsel for the petitioner submits that the petitioner was arrested in the present case on 30.07.2023 and is in custody for the last about more than 05 months. He further submits that the occurrence had taken place at the spur

of moment and no offence under Section 308 IPC is made out against him. Learned counsel further submits that in the present case, the matter has been amicably resolved between the parties. He further contends that the petitioner has no criminal antecedents and he is a businessman. He is having two minors school going children, aged about 4 year and 13 years and his elder child has also twisted his ankle and is having ankle ligament injury.

4. On the other hand, learned State counsel has opposed the submissions made by learned counsel for the petitioner on the ground that very serious allegations have been levelled against the present petitioner and he does not deserve the concession of bail.

5. Mr. Gaurav Verma, Advocate has appeared on behalf of the complainant and submits that he has no objection, in case the present petition is allowed by this Court as the matter has been settled between the parties.

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

7. The petitioner was arrested in the present case on 30.07.2023 and the challan has already been presented before this Court. Moreover, the matter has been settled between the parties.

8. Without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate, concerned.

9. Pending application, if any, is also disposed of.

(N.S.SHEKHAWAT)
JUDGE

07.12.2023
hemlata

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