

CRM-43848-2023 IN/AND
CRM-M-46621-2023

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(112)
IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-43848-2023 IN/AND
CRM-M-46621-2023
Date of Decision: 20.10.2023

RANJIT SINGH @ GHANTI @ MANI

... Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Rakesh Kumar, Advocate
for the petitioner.

Mr. Kirat Singh Sidhu, DAG, Punjab.

Mr. Nitin Sharma, Advocate
for the complainant.

JASJIT SINGH BEDI, J.

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This is an application filed under Section 482 Cr.P.C. for
preponing the date of hearing in the case i.e. fixed for 02.11.2023

Notice in the application.

Mr. Kirat Singh Sidhu, DAG, Punjab accepts notice on behalf of
the respondent-State and Mr. Nitin Sharma, Advocate accepts notice on
behalf of the complainant and has filed his power of attorney. The same is
taken on record.

For the reasons mentioned in the application, the same is
allowed and the date of hearing is preponed from 02.11.2023 to today and the
matter is taken up on board today itself.

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The prayer in the present petition under Section 439 Cr.P.C. is for the grant of regular bail in case bearing FIR No.230 dated 21.07.2020 registered under Sections 307, 324, 341, 148, 149 of the IPC at Police Station City Kapurthala, District Kapurthala.

2. The present FIR came to be registered at the instance of Sumit Kumar son of Rajinder Kumar who stated that he did labour work. On 13.07.2020, he (complainant) and his brother Rajat Kumar were going to their house on foot when at about 10.00 PM, Ranjit Singh @ Ghanti @ Mani (petitioner) son of Surinder Singh armed with a Dattar, Onkar Singh son of Joginder Singh armed with a Dattar, Pargat Singh @ Faggu son of Raju armed with a Dattar and Jatt armed with a Dattar encircled his brother and three other unknown persons accompanying the other accused holding Dattars in their hands reached there. Onkar Singh gave a Lalkara and then Ranjit Singh @ Ghanti @ Mani gave a Dattar blow with an intention to kill on the head of his brother who fell down. All the other accused gave kick and fist blows to him while he was lying on the ground. On raising an alarm, all the accused ran away from the spot. He along with his brother took to the Civil Hospital, Kapurthala.

3. The learned counsel for the petitioner at the very outset states that a compromise (Annexure P-2) has been arrived at between the parties. As the petitioner was in custody since 13.03.2023 and no prosecution witnesses had been examined so far, he was entitled to the concession of bail.

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4. On the other hand, the learned State counsel contends that the petitioner is the main accused and therefore was not entitled to the grant of bail.

5. The learned counsel for the complainant submits that a compromise has been effected between the parties and that he would have no objection if the petitioner is granted the concession of bail.

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

7. As a compromise (Annexure P-2) has been arrived at between the petitioner on the one hand and the complainant on the other, no useful purpose would be served by keeping the petitioner incarcerated moreso as he in custody since 13.03.2023. Therefore, his further incarceration is not required.

8. Thus without commenting on the merits of the case, the present petition is allowed and the petitioner-Ranjit Singh @ Ghanti @ Mani son of Surinder Singh is ordered to be released on bail on 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**

20.10.2023

JITESH

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