

S. No.241

2023:PHHC:127767

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-48795 of 2023

Date of Decision:03.10.2023

Kamaljit Singh @ Rahul @ Dattar

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Gagandeep Singh Simble, Advocate
for the petitioner.

Mr. P.S. Pandher, AAG, Punjab.

Mr. Pratula Sethi, Advocate for the
complainant.

DEEPAK GUPTA, J. (Oral)

By way of present petitioner filed under Section 439 Cr.P.C., petitioner has prayed for grant regular bail in case FIR No.19 dated 21.01.2023 registered under Sections 452, 326, 427, 506, 148, 149 IPC at Police Station Civil Lines Batala, Police District Batala, District Gurdaspur.

This is the second petition. Earlier petition was dismissed as withdrawn vide order dated 21.08.2023 passed in CRM-M-28299 of 2023 (Annexure P.5).

Learned counsel for the petitioner contends that after dismissal of the earlier petition, matter has been compromised between the parties. Copy of compromise is Annexure P.2. Learned counsel has also placed on record copy of order dated 25.09.2023 passed by this Court in CRM-M-48495 of 2023 which has been filed for quashing of the FIR in question, on the basis of compromise and by way of the afore-said order dated 25.09.2023, the Court has already directed the parties to appear before the trial Court for getting the statements recorded.

Notice of motion.

Mr. P.S. Pandher, AAG, Punjab, accepts notice on behalf of the respondent- State. Mr. Pratham Sethi, Advocate has appeared for the complainant and filed vakalatnama.

Custody certificate has been placed on record by learned State Counsel. As per the custody certificate, petitioner has already undergone the actual sentence of 05 months and 28 days.

Having regard to the afore-said facts and circumstances as stated by learned counsel for the petitioner and the fact that parties have settled the matter and quashing petition has already been filed, but without commenting anything on the merits of the case, present petition is allowed. Petitioner is admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of learned trial Court/ Duty Magistrate concerned.

October 03, 2023
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(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No