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(239)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRM-M- 2748-2024

Date of Decision: 24.01.2024

VISHU

... Petitioners

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Rishu Mahajan, Advocate  
for the petitioners.

Ms. Ramta K Chaudhary, DAG, Punjab.

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JASJIT SINGH BEDI, J.

The prayer in the present petition under Section 439 Cr.P.C. is for the grant of regular bail in case bearing FIR No.114 dated 14.03.2018 registered under Sections 307/326/323/341/148/149 of the IPC, 1860 at Police Station Civil Lines, Amritsar.

2. The present FIR came to be registered with the allegations that the petitioner along with his co-accused assaulted the complainant.

3. The learned counsel for the petitioner contends that a compromise had been arrived at between the parties. The petitioner was in custody since 21.07.2023, none of the 21 prosecution witnesses had been examined so far and therefore, the Trial of the present case was not likely to be concluded anytime soon entitling the petitioner to the grant of bail moreso when two accused namely, Vijay Hans and Ajay Kumar had been granted bail.

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4. On the other hand, the learned State counsel contends that the nature of the allegations levelled against the petitioner and his co-accused did not entitle him to the grant of bail. She, however, concedes that the petitioner was in custody since 21.07.2023, that a compromise has been arrived at between the parties and two co-accused had been released on bail.

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

6. Admittedly, the petitioner is in custody since 21.07.2023. None of the 21 prosecution witnesses have been examined so far. A compromise has been arrived at between the parties. In this situation, his further incarceration is not required.

7. Thus without commenting on the merits of the case, the present petition is allowed and the petitioner-Vishu son of Vijay Hans 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.

8. The petition stands disposed of.

(JASJIT SINGH BEDI)  
JUDGE

24.01.2024

JITESH

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