

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No. 10020 of 2024 (O&M)
Date of Decision: 02.05.2024

Sandeep Kumar @ Karan Atwal
..... Petitioner

Versus

State of Punjab
..... Respondent

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Saurav Bhatia, Advocate,
for the petitioner.

Mr. Siddharath Sandhu, Assistant Advocate General, Punjab

Mr. Sahil Matharoo, Advocate for
Mr. Kuljinder Singh Billing, Advocate
for the complainant.

HARKESH MANUJA, J. (ORAL)

The petitioner, by way of present petition filed under Section 439 Cr.P.C., seeks grant of regular bail pending trial in case bearing FIR No.102, dated 18.10.2023, under Section 307 of IPC, registered at Police Station Sadar Nawanshahr, District Shaheed Bhagat Singh Nagar Rural, whereby he was implicated with the allegation of having given *datar* blow on the back of the head of injured-complainant, namely, Vijay Kumar.

[2] Learned counsel for the petitioner submits the matter has been amicably settled between the parties and Co-ordinate Bench vide order dated 15.04.2024 granted interim bail to the petitioner; thus prayer is for confirming the said order.

[3] On the other hand, learned State Counsel vehemently opposes the prayer made on behalf of the petitioner, while referring to the nature of injury inflicted upon the victim, besides the weapon used in the offence.

[4] Learned counsel for the complainant admits the factum of compromise and states that he has no objection in case the petitioner is granted the concession of regular bail.

[5] I have heard learned counsel for the parties and gone through the paper-book. I find substance in the submissions made by learned counsel for the petitioner.

[6] In the present case, investigation already stands concluded with the filing of challan, followed by framing of charges, whereas only two, out of total fourteen prosecution witnesses have been examined so far; thus the conclusion of trial may take considerable time. The petitioner was taken into custody on 18.10.2023 and granted interim bail by this Court on 15.04.2024, i.e. after a period of about six months. Moreover, the parties have settled their dispute amicably; hence, this Court is of the opinion that sending the petitioner in custody at this stage would not serve any purpose.

[7] Consequently, present petition is **allowed**. Interim bail granted to the petitioner, vide order dated 15.04.2024, is made absolute. He shall be admitted to regular bail on his furnishing bail/surety bonds to the satisfaction of learned trial Court/Illaq Magistrate/Duty Magistrate concerned.

[8] It is made clear that this order may not be construed as an expression of opinion on the merits of the case.

May 02, 2024
'dk kamra'

(HARKESH MANUJA)
JUDGE

<i>Whether Speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>