

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

105+215

CRM-M-12826-2024 (O&M)

Date of decision: 02.04.2024

Gurpreet Singh

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Mukesh Kumar Bhatnagar, Advocate
for the petitioner.

Mr. Navdeep Singh, DAG, Punjab.

Mr. Sanjeev Kumar Bawa, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

CRM-12463-2024

1. Prayer in the application is for adding Sections 201 and 411 of the IPC in the head note and prayer clause of the petition.

2. Notice of the application.

3. Learned State counsel and learned counsel appearing for respondent No.2 accept notice of the application.

4. In view of the reasons mentioned in the application, the same is allowed and Sections 201 and 411 of the IPC are allowed to be added in the head note and prayer clause of the petition. The Registry is directed to do the needful.

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5. The petitioner is seeking the concession of bail under Section 439 of the Cr.P.C. in case FIR No.230 dated 05.11.2023 under

Sections 379-B, 34 of the IPC (Sections 379-B(2), 201 and 411 of the IPC added laeron) registered at Police Station Ranjit Avenue, District Police Commissionerate Amritsar.

6. Learned counsel for the petitioner inter alia contends that the petitioner has been in custody since 06.11.2023 in a case where he had been implicated on the basis of some misguided suspicion. Learned counsel submits that after the registration of FIR in question, challan was presented before the learned Trial Court, however, subsequently, the misunderstanding between the complainant and the petitioner had been removed, as a result of which, petition under Section 482 Cr.PC would be filed shortly for quashing of the FIR in question.

7. Per contra, learned State counsel has, however, feigned ignorance about the statement made by learned counsel for the petitioner. He, on instructions, has not disputed that the investigation in the case in hand is complete as challan stands presented.

8. Learned counsel appearing for respondent No.2-complainant has not disputed the submission made by learned counsel for the petitioner qua a compromise having indeed been effected between the parties.

9. I have heard learned counsel for the parties and perused the material placed on record.

10. The petitioner has been in custody since 06.11.2023. The investigation in the case in hand is complete as challan stands presented. The matter has been compromised between the complainant and the petitioner. In the facts and circumstances as enumerated hereinabove, this Court deems it fit to extend the concession of bail to

the petitioner.

11. Accordingly, the instant petition is allowed. The petitioner be admitted to bail on his furnishing bail/surety bonds to the satisfaction of the Trial Court/Duty Magistrate concerned. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

02.04.2024
Vinay

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No