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CRM-M-14787-2024

Date of Decision: 02.04.2024

Amit Gill

...Petitioner

VS.

State of Punjab and another ... Respondents

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Ajeet Pal Singh Pakka, Advocate
for the petitioner.

Mr.M.S.Bajwa, Deputy Advocate General, Punjab.

Mr. Rahul Dhanda, Advocate
for respondent No.2.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the instant petition under Section 439 of the Cr.P.C. with a prayer to grant regular bail in case FIR No.21 dated 18.01.2024 registered under Sections 457, 380 of IPC, (offence under Section 411 of IPC added later on), at Police Station City Jagraon, District Ludhiana Rural.

2. At the very outset, learned counsel for the petitioner contends that the parties have amicably settled the dispute with the intervention of respectable persons and other relatives and has placed reliance on the affidavit dated 05.03.2024 (Annexure P-2) in this regard. Learned counsel further contends that the investigation in the present case has already been completed and the final report under Section 173 Cr.P.C. has already been presented against the

present petitioner. He further contends that the petitioner is the first offender and was never involved in any other criminal activity.

3. Learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that serious allegations have been levelled against the present petitioner and he does not deserve the concession of bail by this Court.

4. On the other hand, learned counsel appearing on behalf of respondent No.2/complainant submits that he has no objection, in case the present petition is allowed as the matter has been compromised between the parties.

5. I have heard the learned counsel for the parties and perused the record.

6. The petitioner was arrested in the present case on 18.01.2024 and the final report under Section 173 Cr.P.C. has already been presented against him. Apart from that, the recoveries have already been effected from the present petitioner and his custody will not serve any meaningful purpose.

7. Without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate, concerned.

02.04.2024.
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(N.S.SHEKHAWAT)
JUDGE

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