



**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

Date of Decision:-01.08.2024

CRM-M-15822-2024

Ram Surat.

.....Petitioner.

Vs.

State of Punjab.

.....Respondent.

2.

CRM-M-15871-2024

Shiva Nand @ Shiva Nand Goswami.

.....Petitioner.

Vs.

State of Punjab.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present:- Mr. Ruhani Chadha, Advocate for the Petitioner
(in CRM-M-15822-2024).

Mr. Bhupinder Kumar Gupta, Advocate for the Petitioner
(in CRM-M-15871-2024).

Mr. Prabhdeep Singh, Assistant Advocate General,
Punjab.

Mr. Prikshit Thakur, Advocate for the Complainant.

JASJIT SINGH BEDI, J.(ORAL)

By this common order I shall dispose of all the aforementioned
02 petitions as the same have arisen out of one and the same FIR.

2. The prayer in these petitions under Section 439 Cr.PC is for the



grant of regular bail in case FIR No.81 dated 10.10.2023 under Sections 308 and 34 IPC registered at Police Station Sadar Phagwara, Kapurthala.

3. The present FIR came to be registered on account of a financial dispute between the complainant on the one hand and the petitioners on the other hand.

4. The Counsels for the petitioners contends that a compromise has been arrived at between the parties. As the petitioners are stated to be in custody since 11.10.2023 but none of the 14 Pws have been examined so far, the trial of the present case was not likely to be concluded anytime soon and therefore, the petitioners were entitled to the concession of bail.

5. The Counsel for the complainant submits that as a compromise has been arrived at, he has no objection if the petitioners are granted the concession as prayed for.

6. The Counsel for the State on the other hand contends that the serious nature of the allegations against the petitioners did not entitle them to the concession of bail. He however, concedes that the petitioners were in custody since 11.10.2023 and that none of the 14 Pws had been examined so far.

7. I have heard learned Counsel for the parties.

8. Without going into the respective contentions of either parties, as the compromise has been arrived at and the petitioners are in custody since 11.10.2023, no useful purpose would be served by keeping the petitioners incarcerated further.

9. Thus without commenting on the merits of the case, the present petitions are allowed and the petitioners-**Ram Surat** son of Sh. Jiawan and **Shiva Nand @ Shiva Nand Goswami** son of Sh. Ram Awadh Goswami are ordered to be released on bail subject to their furnishing bail bonds and



surety bonds to the satisfaction of learned CJM/Duty Magistrate, concerned.

9. The petitions stand disposed of.

(JASJIT SINGH BEDI)
JUDGE

August 01, 2024

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