

CRM-M-25690-2024 (O&M) [1]

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-25690-2024 (O&M)
Date of decision: 28.05.2024

Anmoldeep Singh Randhawa ...Petitioner

Versus

State of Punjab ...Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Ashutosh Sharma, Advocate for the petitioner.
Mr. J.S. Dhaliwal, AAG, Punjab.

KARAMJIT SINGH, J. (ORAL)

CRM-23939-2024

This is an application filed under Section 482 of Cr.P.C for preponement of the date of hearing in the main case from 05.07.2024 to an early date.

For the reasons stated in the application, the same is allowed and the date of hearing in the main case is preponed from 05.07.2024 to today and the same is taken on board today itself for hearing.

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1. The present petition has been filed by the petitioner under Section 439 Cr.P.C. for grant of regular bail in case having FIR No.0065 dated 19.04.2024, under Sections 307, 323 and 34 IPC and Section 379-B and 506 IPC added later on, registered at Police Station Kamboj, District Amritsar Rural.



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2. Counsel for the petitioner submits that FIR in this case was registered on the basis of some misunderstanding and now major offences covered under Section 307 and 379B IPC are deleted by the police in GD No.11 dated 25.05.2024 and he produced copy of the said general diary which is taken on record. Counsel for the petitioner further submits that now the petitioner is facing charges only under Section 323 and 506 IPC read with Section 34 IPC and petitioner is in custody since 19.04.2024 and is presently lodged in judicial custody and it will take time for presentation of challan and the aforesaid offences are triable by the Court of Judicial Magistrate Ist Class. It is further submitted that petitioner is having no criminal history. So, prayer is made that the petitioner be released on regular bail.

3. Ms. Divya Sharma, Advocate has put in appearance on behalf of the complainant and has admitted that offences under Sections 307 and 379B IPC are already deleted by the police vide GD No.11 dated 25.05.2024 and further apprised the Court that now the matter has been compromised between the parties and the complainant is having no objection if the petitioner is released on bail.

4. The State counsel while contesting the present petition submits that investigation is still going on.

5. In light of the fact that major offences under Section 307 and 379B IPC are already deleted vide GD No.11 dated 25.05.2024 and the remaining offences are triable by the Court of Judicial Magistrate Ist Class and further the petitioner is in custody since 19.04.2024, no purpose is going to be served by prolonging judicial custody of the petitioner.

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

28.05.2024

Yogesh

(KARAMJIT SINGH)

JUDGE

Whether speaking/reasoned:-

Whether reportable:-

Yes/No

Yes/No