

213 IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-M-31665-2024

Date of Decision:- 04.09.2024

Harsh Mahajan @ Romy

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM:-HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Varinder Basa, Advocate  
for the petitioner.

Mr. Neeraj Madaan, Senior DAG, Punjab.

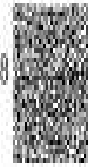
Mr. R.S. Sekhon, Advocate  
for the complainant.

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**AMARJOT BHATTI, J.**

1. The petitioner – Harsh Mahajan @ Romy has filed petition under Section 438 Cr.P.C. for grant of anticipatory bail in FIR No.11 dated 15.01.2024 under Sections 307, 323, 341, 506, 148 and 149 IPC and Sections 25 and 27 of Arms Act, 1959, registered at Police Station Division 6, District Ludhiana, Punjab.

2. As per the facts of the case, FIR has been registered on the statement of Maninder Singh @ Mani. Occurrence took place on 15.01.2024. Complainant was present at home when he received call of Komi Goel who called him at about 8.30 am on mobile phone that he will help him in effecting compromise with Harsh Mahajan @ Romi. At about 11.30 am he reached near Atma School, Jain Colony, Ludhiana. Both Komi Goel and Harsh Mahajan were present there. Brother-in-law of Harsh



Mahajan namely Vinod Basa @ Vinod Raj also reached there. After some time, 8-10 unknown persons also came in different cars armed with deadly weapons. On seeing them, he, his brother and friend tried to escape from there. They started beatings them with their respective weapons and gun shots were also fired with the intention to kill them. With these allegations, present FIR has been registered.

3. Learned counsel for the petitioner argued that matter has been compromised with the complainant. He is ready to join the investigation. Even otherwise no specific role is attributed to the petitioner. Therefore, the anticipatory bail application may be allowed.

4. Status report filed by learned State counsel is taken on record. Anticipatory bail filed by the petitioner is opposed. During investigation statement of co-accused Vinod Basa @ Vinod Raj has been recorded and other co-accused are accordingly nominated. It is further mentioned that pistol was used in the crime by co-accused Raman @ Kali. It is pointed out that complainant Maninder Singh @ Mani had suffered five injuries whereas Ranbir Singh had suffered seven injuries including fire arm injuries of left side of chest. It is further verified that co-accused Komi Chand Geol has also suffered three injuries which are of simple nature. It is pointed out that considering the gravity of offence, petitioner is not entitled to be released on anticipatory bail.

5. Mr. R.S. Sekhon, Advocate has appeared on behalf of the complainant and confirmed that the matter has been compromised between the parties. Therefore, the complainant does not oppose the bail application.



6. I have considered the arguments and have gone through the record. It is a matter of the record that co-accused Vinod Basa @ Vinod Raj was granted anticipatory bail by this Court in CRM-M-24705-2024 decided on 07.08.2024. At present matter has been compromised between the parties and the anticipatory bail is not opposed by the learned counsel for the complainant. Present petitioner is ready to join the investigation.

7. Considering the facts of the case and without going on the merits, anticipatory bail filed by petitioner is allowed. In case he is arrested by the Investigating Officer then he be released on bail to the satisfaction of Arresting/ Investigating Officer concerned, subject to condition that petitioner will join the investigation as and when required. He will not tamper with or interfere with investigation and will not leave country without prior permission as provided under Section 438(2) Cr.P.C.

7. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

04.09.2024.  
*monika*

(AMARJOT BHATTI)  
JUDGE

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