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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-33181-2024
DATE OF DECISION: 18.07.2024

RAMESH ...PETITIONER

Versus

STATE OF PUNJAB AND OTHERS ... RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Ramneek Vasudeva, Advocate for the petitioner(s).
Mr. J.S. Rattu, DAG, Punjab.
Ms. Anu Bala Garg, Advocate for respondents No. 2 and 3

SANDEEP MOUDGIL, J (ORAL)

1. The jurisdiction of this Court under Section 439 Cr.P.C., has been invoked for the grant of regular bail to the petitioner in FIR No. 124, dated 24.04.2024, under Sections 307/379-B/323/341/506/148/149 of IPC, registered at Police Station Dera Bassi, District SAS Nagar, Punjab.
2. Learned counsel for the petitioner contends that the petitioner has been falsely implicated in this case as he was not present at the spot at the time of incident. There is no allegation in the FIR of causing any injuries by the petitioner. He further submits that with the intervention of the elders, the petitioner and private respondents have settled their disputes. The petitioner is in custody since 26.04.2024 and nothing is to be recovered from him.
3. Learned State counsel has filed the custody certificate of the petitioner, which is taken on record. According to which, the



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petitioner is behind bars for last 2 months and 20 days who is not involved in any other case and is not in a position to controvert the submissions made by counsel for the petitioner.

4. Ms. Anu Bala Garg, Advocate has put in appearance on behalf of respondents No.2 and 3 and filed her Power of Attorney, which is taken on record.

5. In the light of above, this Court does not find any reason to detain the petitioner further in custody though investigation is not yet complete as has been pointed out by learned State counsel but in the light of compromise as entered into between the parties, the petitioner is directed to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate, concerned.

6. In the afore-said terms, the present petition is hereby allowed.

7. However, it is made clear that anything stated hereinabove shall not be construed as an expression of opinion on the merits of the case.

(SANDEEP MOUDGIL)
JUDGE

18.07.2024
anuradha

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