



231 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-38987-2024
Date of Decision: 20.08.2024

Amritpal Singh ...Petitioner
vs.
State of Punjab ...Respondent

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

Present : Mr. Amit Arora, Advocate
for the petitioner.

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

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 to him in case FIR No.0048 dated 17.03.2024 registered under Sections 379-B(2), 34 of IPC, at Police Station City Tarn Taran, District Tarn Taran.
2. Learned counsel for the petitioner contends that the petitioner has been falsely involved in the present case. He further contends that now the petitioner has compromised the matter with the complainant and even a compromise deed (Annexure P-2) has been executed between the parties. Learned counsel further contends that the petitioner was arrested in the present case on 17.03.2024 and is in custody since then. After completion of the investigation, the challan has already been presented before the competent Court. However, no witness has been examined so far.



3. On the other hand, 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. He further submits that the prosecution has relied upon 15 witnesses in the present case, however, no witness has been examined before the trial Court.

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

5. The petitioner is in custody since 17.03.2024 and no witness has been examined by the trial Court. Thus, there are no chances of conclusion of the trial in near future. Moreover, the petitioner is the first offender and was never involved in any other criminal activity.

6. 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.

20.08.2024.
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(N.S.SHEKHAWAT)
JUDGE

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