



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

CRM-M-45981-2023

Date of Decision:-27.05.2024

Kartik Bhatti @ Kartik Ghoda.

.....Petitioner.

Vs.

State of Punjab.

.....Respondent.

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

Present:- Mr. Vaibhav Narang, Advocate for the Petitioner.

Mr. Harkanwar Jeet Singh, AAG Punjab.

JASJIT SINGH BEDI, J.(ORAL)

The Prayer in this petition under Section 439 Cr.PC is for the grant of regular bail in case FIR No.69 dated 21.03.2020 under Sections 307, 506, 148, 149 IPC & Section 25 of the Arms Act registered at Police Station Gate Hakima, District Police Commissionerate, Amritsar.

2. The Counsel for the petitioner contends that 06 accused were facing trial in the present case. 04 accused were granted the concession of bail whereas one accused namely Danish was absconding. As a compromise had been arrived at between the parties, the petitioner was entitled to the concession of bail, more so when he was in custody since 05.09.2020 and none of the 30 Pws had been examined so far.

3. The learned State counsel on the other hand has filed a Status report by way of affidavit dated 19.10.2023 of Mr. Surinder Singh, PPS, Assistant Commissioner of Police, Central, Amritsar in the court today,



which is taken on record. While referring to the said Status report, he contends that the nature of the allegations levelled against the petitioner and his co-accused did not entitle him to the grant of bail. Even otherwise, he was a habitual offender with as many as 05 other cases registered against him. He however, concedes that the 04 co-accused of the petitioner had been granted the concession of bail on account of the compromise having been arrived at between the parties, as also the fact that the petitioner was in custody since 5.9.2020 and none of the 30 Pws have been examined so far.

4. I have heard the learned counsel for the parties.
5. Admittedly, 06 accused are facing trial in the present case and 04 of the said accused have been granted the concession of bail on account of a settlement between the parties. In this situation, the further incarceration of the petitioner is not required.
6. Thus without commenting on the merits of the case, the present petition is allowed and the petitioner-Kartik **Bhatti @ Kartik Ghoda** son of Sh. Som Nath is ordered to be released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of learned CJM/Duty Magistrate, concerned.
6. The petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

May 27, 2024
Vinay

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