

**228 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH****CRM-M No.54804 of 2023 (O&M)****Date of decision : 11.01.2024**

Gurpreet Singh @ Gopi

..... Petitioner

versus

State of Punjab & Anr.

..... Respondents

CORAM : HON'BLE MR.JUSTICE PANKAJ JAIN*******Present :- Mr. Tarun Singla , Advocate
for the petitioner.

Mr. J.S.Arora, DAG, Punjab.

Mr. G.S.Simble, Advocate
for respondent No.2.*********PANKAJ JAIN, J. (ORAL)**

1 This petition has been filed under Section 439 Cr.P.C. for grant of regular bail in case F.I.R. No.88 dated 11.08.2023 registered under Sections 379 B/34 IPC at Police Station Maur, District Bathinda.

2 Learned counsel for the petitioner submits that from the perusal of the contents of the FIR it will be evident that no offence punishable under Section 379 B IPC is made out. Apart from that he relies upon the compromise entered into between the parties, which has been placed on record as Annexure P-4.

3 Mr. G.S.Simble, Advocate appears on behalf of respondent No.2 and admits the factum of there being a compromise between the parties.

4 Custody certificate has been filed. The same is taken on record. As per the custody certificate, the petitioner has clean antecedents

and has no other criminal case. The petitioner has suffered incarceration for more than 4 months and 28 days.

5 Learned State counsel on instructions from ASI Surjit Singh is not in a position to controvert the aforesaid factual assertions made by counsel for the petitioner based on records of the case.

6 I have heard learned counsel for the parties and have gone through the records of the case.

7 In view of the aforesaid facts and circumstances, without commenting on the merits of the case and considering the incarceration suffered by the petitioner and the fact that the matter stands compromised, the present petition is allowed. The petitioner is ordered to be released on bail on his furnishing bail/surety bonds to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.

8 Needless to say that anything observed herein shall not be construed to be an opinion on the merits of the case.

(PANKAJ JAIN)
JUDGE

11.01.2024
Pooja sharma-I

Whether speaking/reasoned	Yes
Whether Reportable :	No