

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-3904-2024,
CRM-3908-2024 in/and
CRM-M-61483-2023
DECIDED ON: 01.02.2024

ANIKET ALIAS RAJIV

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Vivek Salathia, Advocate
for the petitioner.

Mr. H.S. Sitta, DAG Punjab.

SANDEEP MOUDGIL, J (ORAL)

CRM-3904-2024

This is an application for placing on record Annexure P-4 and exemption from filing the certified copy of the same.

For the reasons mentioned in the application, the same is allowed.

Annexure P-4 is taken on record with just exceptions and exemption from filing the same is granted.

CRM-3908-2024

Prayer in this application is for preponing the date of hearing in the main petition from 15.04.2024 to an early date.

Having served with advance notice, Mr. H.S. Sitta, DAG Punjab has no objection to the present application.

In light of the above, the application is allowed.

Main case is preponed to today itself from 15.04.2024.

CRM-M-61483-2023

1. The jurisdiction of this Court has been invoked under Section 439 Cr.P.C., seeking regular bail to the petitioner in FIR No.0155, dated 15.10.2023, under Sections 336, 307 of IPC (Section 307 of IPC added vide DDR No.33 dated 16.10.2023) and Sections 25, 27 of Arms Act, 1959 (Sections 29 & 30 of Arms Act added later on), registered at Police Station Division A, District Police Commissionerate Amritsar (Annexure P-1).

2. Learned counsel for the petitioner submits that offence under Section 307 of IPC has been added against the petitioner on the basis of disclosure statement suffered by the complainant. It is asserted that *prima-facie* offence under Section 307 IPC has not been made out, as the allegation against the petitioner is that he along-with co-accused namely Roop had abused the complainant party and when they asked him the reason, he took out of his pistol and fired a gun shot at him, which hit at the aluminium frame of the glass installed outside their vend. Now, during the pendency of instant petition, the parties have entered into a compromise, which has been placed on record today vide CRM-3904-2024 dated 19.01.2024 (Annexure P-4).

3. The afore-said fact has not been controverted by learned State counsel.

4. In view of the fact that the parties have settled the dispute amicably and want to live peaceful life, no useful purpose would be served by keeping the petitioner behind the bars, therefore, he 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.

5. The present petition, is hereby allowed.

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

01.02.2024

Meenu

(SANDEEP MOUDGIL)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>