

(218)
IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-62766-2023
Date of Decision: 02.04.2024

RANJIT SINGH

... Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Jasraj Singh, Advocate
for the petitioner.

Mr. Mohit Saroha, Asstt. A.G., Punjab.

Mr. Malhar Singh Dhama, Advocate
for the complainant.

JASJIT SINGH BEDI, J.

The prayer in the present petition under Section 439 Cr.P.C. is for the grant of regular bail in case bearing FIR No.51 dated 23.07.2023 registered under Sections 323, 324 and 307 IPC, 1860 at Police Station Balachaur, District SBS Nagar.

2. The present FIR came to be registered at the instance of Tarsem Singh who stated that his son Ranjit Singh (petitioner) had assaulted him.
3. The learned counsel for the petitioner contends that as the dispute is between father and son, a compromise has been arrived at between the parties and therefore, the petitioner was entitled to the concession of bail moreso when he was a first-time offender, in custody since 23.07.2023 and when none of the 14 prosecution witnesses had been examined so far.

4. On the other hand, the learned State counsel contends that the nature of the allegations levelled against the petitioner did not entitle him to the grant of bail. He however, concedes that the petitioner was in custody since 23.07.2023, none of the 14 of the prosecution witnesses had been examined so far and he was a first-time offender.

5. The learned counsel for the complainant contends that he being the victim and father of the petitioner has effected a compromise with his son and has no objection if he is granted the concession of bail.

6. I have heard the learned counsel for the parties.

7. The veracity of the prosecution case against the petitioner and his co-accused shall be adjudicated upon during the course of the Trial. Admittedly, the petitioner is a first-time offender, in custody since 23.07.2023 and none of the 14 prosecution witnesses have been examined so far. Further, a compromise has been arrived at between the parties to the dispute who happen to be father and son. In this situation, the further incarceration of the petitioner is not required.

8. Thus without commenting on the merits of the case, the present petition is allowed and the petitioner-Ranjit Singh son of Tarsem Singh 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.

9. The petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

02.04.2024

JITESH

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