

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH  
\*\*\*\*

225 CRM-M-64348-2023  
Date of Decision.:05.01.2024

Kushal Kumar @ Khushali .....Petitioner  
Vs.  
State of Punjab and Another .....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Tarun Singla, Advocate  
for the petitioner.

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DEEPAK GUPTA, J. (ORAL)

The petitioner is seeking regular bail by way of petition filed under Section 439 Cr.P.C in case FIR No.70 dated 12.06.2022 registered under Sections 324, 34 of the IPC (Sections 307 & 323 of the IPC added later on) registered at Police Station Maur, District Bathinda.

2. Contention of learned counsel for the petitioner is that initial FIR was lodged under Section 324 of the IPC and that it is later on that Sections 307 & 323 of the IPC have been added. Learned counsel further contends that only role attributed to the petitioner is to have catch hold the arm of the complainant. Learned counsel further contends that matter has already been compromised between the parties. Copy of that compromise is placed on record as Annexure P-5.

3. Notice of motion.

4. Mr. Mohit Thakur, AAG, Punjab accepts notice on behalf of respondent No.1- State. Mr. Gagandeep Singh Simble, Advocate accepts

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notice and filed his power of attorney on behalf of respondent No.2-complainant- Kamaldeep Singh, who is stated to be only injured of the case.

5. Learned counsel for respondent No.2- complainant concedes the factum of compromise.

6. Heard.

7. Having regard to the above facts and circumstances stated above, particularly the compromise having been effected amongst the parties and the fact that petitioner is in custody for the last 02 months and 23 days as per custody certificate, with no criminal antecedents, the present petition is hereby accepted.

8. Without commenting anything further on the merits of the case, petitioner is directed to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the Learned Trial Court/Duty Magistrate concerned, on usual terms and conditions.

January 05, 2024  
Neetika Tuteja

( DEEPAK GUPTA )  
JUDGE

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|---------------------------|--------|
| Whether Speaking/reasoned | Yes/No |
| Whether Reportable        | Yes/No |