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IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

CRM-M-52409-2024(O&M)

Date of Decision: 28.01.2025

Ujwal Handa

...Petitioner

VS.

State of Punjab

...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Dr. Khushbir Kaur, Advocate with
Mr. Bhullar Waraich, Advocate
for the petitioner.

Mr.M.S.Bajwa, Deputy Advocate General, Punjab.

Ms. Simranjeet Kaur, Advocate, for the complainant.

N.S.Shekhawat J. (Oral)

CRM-45781-2024

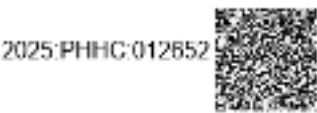
1. Application is allowed as prayed for subject to just exceptions.

Annexure P-3 is taken on record.

CRM-M-52409-2024

1. The petitioner has filed the instant petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 with a prayer to grant regular bail to him in case FIR No.0090 dated 17.08.2024 registered under Sections 304, 3(5), 317(4) of BNS, 2023, at Police Station City Batala, Gurdaspur, Punjab.

2. Learned counsel for the petitioner contends that the FIR was initially registered against unknown persons and there is no averment in the FIR, which connects the petitioner with the crime in any manner. She further contends that later on, Prabhjot Singh and Shamsher Singh, co-accused were



arrested in some other FIR and they were nominated as accused in the present case also. Subsequently, the statements of co-accused were also recorded by the police and the petitioner was also arrayed as an accused on 29.08.2024. Learned counsel further contends that in fact, the petitioner is a businessman and had no concern with the incident of snatching of jewellery. Learned counsel further contends that now the matter has been compromised with the complainant, vide compromise deed dated 26.10.2024 (Annexure P-3).

3. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner and submits that two more cases were registered against the present petitioner, however, the petitioner is stated to be bail in the said two cases.

4. I have heard the learned counsel for the parties and perused the record carefully.

5. In the present case, vide compromise deed dated 26.10.2024 (Annexure P-3), both the parties have settled their dispute amicably and have compromised the case. The petitioner is in custody for the last more than 05 months and the final report under Section 173 Cr.P.C. has already been presented against the petitioner.

6. At this stage, without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate, concerned.

28.01.2025

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

(N.S.SHEKHAWAT)
JUDGE