

2025:PHHC:026330



227.

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

CRM-M-55590-2024

Date of decision: 24.02.2025

Amin Khan @ Abhi

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Nandan Jindal, Advocate, for the petitioner.

Mr. Amit Rana, Senior DAG, Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

Prayer in this petition filed under Section 483 of BNSS, 2023, is for grant of regular bail to the petitioner in case FIR No.153, dated 05.11.2023, under Sections 325, 323, 341, 506, 34 of IPC (Sections 307, 411 of IPC added lateron), registered at Police Station City Dhuri, District Sangrur.

Learned counsel for the petitioner submits that the petitioner has been attributed a simple injury with a chain of the motorcycle upon the complainant's elbow and left arm. Learned counsel further submits that the investigation in the present case is complete and challan stands presented. Still further, after the presentation of the challan, the parties ironed out their differences and arrived at an amicable settlement. As a result of which, they would be shortly moving this Court for quashing of FIR in question on the basis of compromise.

Per contra, learned State counsel while opposing the prayer and submissions made by the counsel opposite, has reiterated the allegations levelled in the FIR which has been annexed as Annexure P-1. He, on instructions, has submitted that he is unaware about the compromise so arrived at between the parties.

Mr. Anupinder Singh Brar, Advocate, has entered appearance on behalf of complainant and filed his Power of Attorney in Court today, which is taken on record. He has not disputed the submissions made by the counsel opposite with respect to the parties having indeed compromised the matter. He, therefore, does not oppose the prayer made for extending the concession of bail to the petitioner.

I have heard learned counsel for the parties and perused the material placed on record.

The petitioner has been in custody since 03.07.2024. The petitioner has not been attributed any injury having the mischief of Section 107 of BNS, 2023 and rather as per the conceded case of the complainant as well as the State, he has been attributed simple injury on the person of complainant with a chain of the motorcycle. Challan already stands presented in the present case.

In the given facts and circumstances as enumerated hereinabove with no opposition from the complainant, this Court deems it fit to extend the concession of bail to the petitioner.

Accordingly, the instant petition is allowed and the petitioner be admitted to bail on his furnishing bail/surety bonds to the satisfaction of the Trial Court/Duty Magistrate concerned. However, it is made clear that anything

observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

Needless to add, in case the petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the same.

**(MANJARI NEHRU KAUL)
JUDGE**

February 24, 2025
sanjeev

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