

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

212

CRM-M-20800-2023

Date of Decision: 03.05.2023

Gopal Singh @ Gopa ...Petitioner

Versus

State of Punjab ...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. M.S.Saini, Advocate, for the petitioner.

Mr. Luvinder Sofat, DAG, Punjab,
assisted by ASI Joginder Masih.

FIR No.	Dated	Police Station	Section/s
07	20.01.2020	Adampur, District Jalandhar	Sections 379-B, 411, 34 IPC

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner seeks grant of regular bail in respect of aforementioned FIR.
2. The FIR was lodged at the instance of Charanjit Singh, wherein it is alleged that on 17.01.2020, he had purchased a Creta car and that on the said date he had parked the same on the turn of Mahimadpur Bridge to Gol Village and had got down to ease himself. He had taken out the key and kept the same in his pocket. It is alleged that in the meantime, 3 young men came on a white coloured Creta car and 2 persons, having short hair, alighted while the driver remained inside the car. One of the

- persons asked him for the car keys and snatched his mobile phone. When the complainant resisted, the said person pointed a pistol and forcibly took away his car keys and they sped away with his Creta car.
3. Learned counsel for the petitioner has submitted that he has falsely been implicated in the present case and as a matter of fact he is not named in the FIR and has been nominated as an accused on the basis of his own disclosure statement, when he came to be arrested in another case i.e. FIR No.34 dated 07.03.2020 registered at Police Station Adampur, District Jalandhar, under Sections 399/401 IPC and Sections 25/54/59 of the Arms Act. Learned counsel has further submitted that in any case matter already stands resolved between the petitioner and the complainant and a petition seeking quashing of FIR in question on the basis of compromise i.e. CRM-M-18399-2023 had also been filed, wherein notice of motion has been issued by this Court.
 4. Opposing the petition, learned State counsel has submitted that the petitioner stands involved in 6 other cases and apparently he has been able to win over the witnesses by way of some inducement or by force. Learned State counsel has, however, informed that the petitioner as on date has been behind bars since the last about 8 months.
 5. Today, Mr. Jaskamal Singh Grewal, Advocate, has put in appearance on behalf of the complainant and has filed his Vakalatnama, which is taken on record. Learned counsel has endorsed the factum of compromise and has submitted that he has no objection for grant of bail to the petitioner.
 6. In view of the aforestated position, wherein this Court finds that the petitioner has been behind bars for a substantial period of about 8 months

and the matter is otherwise stated to have been compromised and a quashing petition had already been filed in this Court, further detention of the petitioner will not serve any useful purpose. The petition, as such, is accepted and the petitioner is ordered to be released on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

03.05.2023

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**(GURVINDER SINGH GILL)
JUDGE**Whether speaking/reasoned: **Yes/No**Whether reportable: **Yes/No**