

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

**CRM No. M-184 of 2016 (O&M)**

**Date of Decision : 27.01.2016**

*Shubham Kakkar*

*....Petitioner*

Vs.

*State of Punjab*

*....Respondent*

**CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.**

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

Mr. K.D. Sachdeva, Additional Advocate General, Punjab.

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**TEJINDER SINGH DHINDSA, J.**

This order shall dispose of the present petition filed under Section 439 Cr.P.C. seeking benefit of regular bail to the petitioner pending trial in case FIR No.191 dated 02.10.2015, under Sections 457/380 IPC, registered at Police Station Navi Baradari, District Jalandhar.

FIR was registered on the statement of Mr. Dinesh Kumar Khanna. Allegations in a nutshell were directed against Shubham Kakkar/present petitioner who happens to be the wife sister's son of the complainant and who was stated to have stolen a sum of Rs.14-15 lacs from the residence of the complainant.

Petitioner has been in custody since 02.10.2015. Investigation in the case is complete and even the challan has been filed on 30.11.2015. Charges till date have not been framed.

Learned counsel appearing for the petitioner has argued that the matter has been compromised between the parties. In this regard, even a compromise deed dated 30.12.2015 has been placed on record at Annexure

P-2. Perusal of the same would indicate that the parties are close relatives and with the intervention of the respectables as also the other relatives, matter has been settled.

It has also been agreed that the accused/present petitioner would file a petition seeking quashing of the FIR and to which complainant party would have no objection.

On the last date of hearing i.e. on 18.01.2016, the matter was adjourned to today to verify the correctness of such compromise deed and learned counsel for the petitioner had undertaken that the complainant would put in appearance.

During the course of resumed hearing today Mr. Dinesh Kumar Khanna has come present. He is duly identified by Head Constable Manohar Lall, Police Station Navi Baradari, Jalandhar. On a specific query having been put, Mr. Dinesh Kumar Khanna admits to the correctness of the compromise deed placed on record at Annexure P-2.

In the light of the circumstances and facts noticed herein above, petitioner is held entitled to the benefit of bail. Petition is allowed.

Petitioner be enlarged on bail subject to satisfaction of learned CJM/Duty Magistrate, Jalandhar.

Disposed of.

**January 27, 2016.**

*shubham*

**(TEJINDER SINGH DHINDSA)  
JUDGE**