

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

CRM-M -29899 of 2016 (O&M)

Date of decision: 23.11.2016

Baldev Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Deepak Aggarwal, Advocate for the petitioner(s).

Ms. Harsimrat Rai, DAG, Punjab
assisted by HC Angrej Singh.

None for respondent No.2.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in FIR No.56 dated 20.04.2010, registered under Sections 420 and 120-B of IPC, at Police Station Morinda, District Rupnagar.

On 29.08.2016, this Court had passed the following order:-

“Prayer in this petition is for grant of pre-arrest bail in case FIR No.56 dated 20.04.2010 for offence under Section 420/120-B IPC registered at Police Station Morinda, Distt. Rupnagar.

Learned counsel for the petitioner submits that a compromise has been arrived at between the parties.

Notice of motion.

At this stage, Mr. R.K. Singla, Advocate has put in appearance on behalf of the complainant and admit the factum of compromise.

List on 23.11.2016.

Meanwhile, in the event of arrest of petitioner; he shall be released on ad-interim bail to the satisfaction of the arresting officer. He shall join the investigation as and when directed by the investigating agency and shall abide by the terms and conditions laid down under Section 438(2) Cr.P.C. ”

The learned counsel for the petitioner refers to the order dated 04.08.2016, passed in CRM-M-26714-2016, which is taken on record as Mark-A, to contend that the compromise has been reached between the parties. In pursuance of order dated 04.08.2016, the parties have caused appearance before the Illaqa Magistrate and have recorded their statements. In pursuance of the order dated 29.08.2016, the petitioner has joined the investigation

The learned State counsel, on instructions submits that the petitioner has not joined the investigation.

Keeping in view the fact that the parties have compromised the matter, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 29.08.2016, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, concerned.

The petition stands allowed.

23.11.2016

sumit.k

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable:	Yes	No