

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM No.M-6712 of 2015 (O&M)

Date of decision:05.01.2016

Sandeep Chhillar & another

... Petitioners

Vs.

State of Haryana

... Respondent

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

Present: Mr. APS Deol, Senior Advocate with
Mr. Davinder Bir Singh, Advocate for the petitioners.

Ms. Mahima, AAG, Haryana.

Mr. P.R. Yadav, Advocate for the complainant.

....

TEJINDER SINGH DHINDSA, J.

This order shall dispose of the present petition filed under Section 438 Cr.P.C. seeking the concession of anticipatory bail to the petitioners in case FIR No.187 dated 05.05.2014, under Sections 406/420 IPC, registered at Police Station Sushant Lok, District Gurgaon.

On 09.03.2015, the following order was passed by this Court:

“Learned Senior counsel for petitioners submits that amount due to most of the purchasers had already been paid. However, one flat allotted to Baljeet, etc. is still subject matter of the dispute. According to him, petitioners are ready to appear before investigating officer and explore the possibility of settlement of the dispute.

Under the circumstances, petitioners are directed to appear before investigating officer on 14.03.2015 at 10.00 a.m. Complainant shall also be at liberty to appear before investigating officer.

Learned State counsel submits that proposal to arrest petitioners, if any, shall be kept in abeyance meanwhile.

To come up on 24.03.2015.

Learned State counsel shall seek instructions and apprise the court about further proceedings on the next date of hearing.”

Thereafter, the matter came up for hearing on 18.08.2015 and while granting ad interim protection, the following order was passed by this Court:

“According to Mr. Deol, all claims of the complainant have been settled by the petitioners. Even otherwise, they are ready to cooperate with the investigating agency in every manner.

Under the circumstances, petitioners are directed to join investigation forthwith. However, in the event of their arrest, they shall be released on bail to the satisfaction of the arresting officer/investigating officer, subject to the following conditions:-

- i. They shall make themselves available for interrogation by a police officer as and when required;*
- ii. They shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade them from disclosing such facts to the Court or to any police officer;*
- iii. They shall not leave India without the previous permission of the Court.*

To come up on 17.09.2015.”

Learned State counsel upon instructions from ASI Surjit Singh has made a statement in Court today that the matter has since been compromised between the parties. Court has been apprised that the complaints of various complainants have since been settled and the payment has been handed over on the basis of MOUs having been entered.

Learned State counsel further informed that the petitioners have otherwise joined investigation.

In view of the categoric stand taken on behalf of the State, the present petition is allowed. Order dated 18.08.2015 passed by this Court is made absolute.

Disposed of.

05.01.2016

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**