

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

CRM No.M-6887 of 2015 (O&M)

Date of Decision: 18.01.2016

Rajinder Kumar

... Petitioner

Versus

State of Punjab & another

... Respondents

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

Present:- Mr. Santosh Kumar, Advocate for the petitioner.

Ms. Anmol Grewal, AAG, Punjab.

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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 petitioner in case FIR No.5 dated 22.01.2015, under Sections 406/420 IPC, registered at Police Station Mullanpur Garibdass, District SAS Nagar, Mohali.

Counsel for the parties have been heard at length.

It has gone uncontroverted that the matter had been referred to the Mediation and Conciliation Centre of this Court to explore the chances of an amicable settlement.

Placed on record is a report dated 11.12.2015 of the Mediator and as per which a settlement has been arrived at. The terms of the settlement are also contained in the report itself. Perusal of the same would reveal that the matter has been compromised between the parties for a sum of Rs.2,80,000/-. Such amount has already been deposited by the accused/present petitioner by way of draft bearing No.541573 dated 18.09.2015 drawn on State Bank of India, Chandigarh Main Branch and has

been deposited with the Registry of this Court. It has also been agreed as per settlement that the present petitioner would file a quashing petition seeking quashing of FIR No.5 dated 22.01.2015 and the complainant would have no objection to quashing of the FIR.

In view of the settlement arrived at between the parties, this Court finds it to be a fit case for grant of concession of anticipatory bail to the petitioner.

Petition is allowed.

No coercive steps in pursuance to FIR No.5 dated 22.01.2015, under Sections 406/420 IPC, registered at Police Station Mullanpur Garibdass, District SAS Nagar, Mohali shall be taken against the present petitioner.

It is further directed that upon the requisite application being made by the counsel, the draft/amount of Rs.2,80,000/- deposited by the petitioner be released in favour of the complainant Jaspal Singh.

Petition disposed of.

18.01.2016

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**