

115.

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

CRM-M-24130-2017 (O&M)

Date of decision:11.07.2017

BRIJPAL

... Petitioner

versus

STATE OF HARYANA AND ANR.

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr.B.S. Tewatia, Advocate,
for the petitioner.

HARI PAL VERMA, J. (Oral)

Petitioner-Brijpal has filed the present petition under Section 482 Cr.P.C. seeking quashing of the order dated 15.06.2016 passed by J.M.I.C., Gurgaon (Annexure P-2) whereby the petitioner along with other co-accused, namely, Mohd. Mukhtiyar Alam have been declared proclaimed persons.

Learned counsel for the petitioner has argued that after the order dated 15.06.2016, the matter has been compromised between the parties vide compromise deed dated 05.02.2017 (Annexure P-3). He has further argued that in the FIR No.283 dated 04.07.2014 under Section 406/420/120-B IPC, registered at Police Station Badashapur, Gurgaon, the petitioner has falsely been implicated. The trial is at the initial stage and no prosecution witness has been examined so far. The

petitioner is ready to surrender before the trial Court and further

considering the fact that when the matter has been compromised between the parties, he may be admitted on bail.

Notice of motion.

At this stage, on asking of the Court, Mr. Harkesh Kr. Yadav, AAG, Haryana, accepts notice on behalf of respondent No.1.

Considering the fact that during the pendency of the case though after passing of the order dated 15.06.2016 when the petitioner was declared proclaimed person, the matter has been compromised between the parties as reflected in Annexure P-3 vide compromise deed dated 05.02.2017, petitioner deserves to be admitted on bail. Accordingly, in case, the petitioner surrenders before the trial Court within a week from today, he shall be admitted on bail subject to its satisfaction. The trial Court may impose any condition as it may deem fit in the peculiar facts and circumstances of the case.

Petition stands disposed of.

(HARI PAL VERMA)
JUDGE

11.07.2017
sanjeev

Whether speaking/reasoned? Yes/No
Whether reportable? Yes/No