

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

CRM-M -28470 of 2016 (O&M)
Date of decision: 03.05.2017

Waryam Singh

...Petitioner

Versus

Kashmir Singh and another

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. S.L. Chander Shekhar, Advocate for the petitioner(s).

Mr. Dilpreet Gandhi, Advocate for
Mr. Vikas Gupta, Advocate for respondent No.1.

Mr. Mehardeep Singh, Addl. A.G., Punjab.

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 a complaint case No. 211 dated 24.09.2014, titled as Kashmir Singh Vs. Waryam Singh and another, registered under Sections 420, 467, 468, 471 read with Section 34 of IPC, at PS Patti, District Tarn Taran, pending in the Court of JMIC, Patti.

It is contended that the total land was partitioned to the satisfaction of the parties as is made out from the statement of complainant/respondent No.1-Kashmir Singh dated 01.01.2010, a photocopy of which has been filed on record and the same is taken in record. Moreover, a compromise has also been reached between the parties which is signed by respondent No.1. He further states that in

pursuance of order dated 19.08.2016, the petitioner has appeared before the trial Court and has furnished bail/surety bonds.

The learned counsel appearing on behalf of respondent No.1 as well as learned State counsel oppose the bail application.

Considering the fact that dispute is inter se the brothers, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 19.08.2016, is made absolute.

The petition stands disposed of accordingly.

03.05.2017

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :

Yes

No

Whether Reportable :

Yes

No