

CRM-M-28591 of 2016 (O&M) 1

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

**CRM-M-28591 of 2016(O&M)
Date of decision : 03.03.2017**

Dharminder Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE DARSHAN SINGH

Present: MrJ.S.Dadwal, Advocate
for the petitioner.

Mr. Gurinderjit Singh, DAG, Punjab.

DARSHAN SINGH,J (Oral).

Learned counsel for the petitioner states that the petitioner has already filed the petition for quashing the FIR and subsequent proceedings arising there from on the basis of the compromise.

The present petition has been preferred for grant of the anticipatory bail by invoking the provisions of Section 438 of the Code of Criminal Procedure, 1973 (for short-'Cr.P.C').

On the last date of hearing, the following order was passed:-

“Notice of motion fort 3.3.2017.

On the asking of the Court, Mr. J.S.Brar, AAG, accepts notice. Learned counsel submits that the parties have effected a compromise which is evident from the orders passed in the connected matter.

Meanwhile, in the event of arrest, the petitioner be released on interim

bail to the satisfaction of arresting/investigating officer. The petitioner shall, however, join the investigation as and when called for to do so and he shall also abide by the conditions as envisaged under Section 438(2) Cr.P.C.”

Sh. Gurinderjit Singh, learned State counsel on the instructions of HC Swaran Chand states that the petitioner has already joined the investigation. No recovery is to be effected from the petitioner. Moreover, the parties have already compromised the matter. Meaning thereby, the petitioner is no more required for the purpose of investigation and his custodial interrogation is not required at all for any purpose.

Thus, the order of interim anticipatory bail dated 21.12.2016 is hereby made absolute subject to the conditions as provided under Section 438(2) Cr.P.C.

03.03.2017

s.khan

**(DARSHAN SINGH)
JUDGE**