

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

CRM-M -32865 of 2016 (O&M)

Date of decision: 29.08.2017

Chirag Kalia

...Petitioner

Versus

UT Chandigarh

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Sunil Chadha, Sr. Advocate with
Ms. Swati Verma, Advocate for the petitioner(s).

Mr. Gautam Kaile, Advocate for
Mr. Rajiv Sharma, Addl. PP for UT Chandigarh.

Mr. Pawan Sharma, Advocate for the complainant.

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 FIR No.63 dated 09.08.2016, registered under Sections 406 and 498-A of IPC, at Police Station Women, Sector 17, Chandigarh.

On 16.09.2016, this Court had passed the following order:-

“Learned counsel for the petitioner states that petitioner is ready to join the investigation.

Notice of motion, returnable by 16.01.2017.

In the meanwhile, petitioner is directed to join the investigation and if he is sought to be arrested, he shall be released on interim bail to the satisfaction of the

Investigating Officer/Arresting Officer subject to the conditions as envisaged in Section 438 sub Section 2 Clause (i)(ii) and (iii) of the Code of Criminal Procedure.”

It is contended that in pursuance of the order dated 16.09.2016, the petitioner has joined the investigation. Otherwise also, the parties have compromised the matter before the Mediation and Conciliation Centre of this Court, vide settlement/agreement dated 02.06.2017.

Learned counsel for the complainant duly admits the factum of compromise and states that he has no objection in case the present petition is allowed.

The State counsel, on instructions submits that the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 16.09.2016, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, concerned.

The petition stands allowed.

29.08.2017

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable:	Yes	No