

CRM-M-40339-2018

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

CRM-M-40339-2018

Date of Decision: 16.10.2018

Surjit Ram

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Jagat Pal Singh Banwait, Advocate for
Mr. Sarju Puri, Advocate,
for the petitioner.

Mr. Pawan Sharda, Sr. DAG, Punjab.

None for the complainant.

INDERJIT SINGH, J. (Oral)

Petitioner has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.143 dated 17.08.2018, registered at Police Station City Nawanshahr, District SBS Nagar, under Section 406 of the Indian Penal Code.

Notice of motion was issued in this case. Learned State counsel put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as

learned State counsel and gone through the record.

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Learned counsel for the petitioner submits that compromise has been effected between the parties and whole amount has been paid.

Perusal of record shows that even on the last date of hearing i.e. 18.09.2018, learned counsel for the complainant was present and it was accepted that the petitioner has already made the payment of ₹7 lakhs to the complainant.

In pursuance of the interim order dated 18.09.2018 passed by this Court, the petitioner has already joined the investigation. He is not required for custodial interrogation. Therefore, no useful purpose will be served by sending him to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The order dated 18.09.2018, granting interim bail to the petitioner, is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

16.10.2018

parveen kumar

(INDERJIT SINGH)
JUDGE

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No