

CRM-M-1170-2019

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

CRM-M-1170-2019 (O & M)

Date of Decision: 25.01.2019

Sunny Bansal

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Ms. Isha Goyal, Advocate,
for the petitioner.

Mr. Dhruv Dayal, Sr. DAG, Punjab.

Mr. Gorav Kathuria, Advocate,
for respondent No.2.

INDERJIT SINGH, J. (Oral)

CRM-2355-2019

Application as prayed for. Complainant is impleaded as respondent No.2 in the main petition. Amended memo of parties is taken on record.

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Petitioner has filed this second 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.323 dated 22.09.2017, registered at Police Station Zirakpur, District S.A.S.Nagar, under Sections 406, 420 and 120-B

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

Respondent No.2-complainant has also appeared through his counsel.

I have heard learned counsel for the parties as well as learned State counsel and gone through the record.

Learned counsel for petitioner as well as learned counsel for respondent No.2 submits that compromise has already been effected between the parties. It is also stated that the parties have already filed quashing petition on the basis of compromise in which their statements have been recorded.

Learned counsel for respondent No.2 also submits that respondent No.2 has received money and he has no objection, if bail is granted to the petitioner.

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 that no useful purpose will be served by sending the petitioner to custody in view of the facts and circumstances of the present case especially the fact that compromise has been effected between the parties. Therefore, finding merit in the present petition, the same is allowed. It is ordered that in the event of arrest, the petitioner be released on bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer.

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However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.

25.01.2019
parveen kumar

(INDERJIT SINGH)
JUDGE

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