

CRM-M-10701-2019
Date of decision-04.09.2019

Vs.

“Learned counsel for the petitioner contends that the complainant had sold his harvesting machine to the petitioner for a total sale consideration of Rs.5,85,000/- and against that a sum of Rs.2,63,900/- already stands paid. As per the agreement the amount was to be paid in the loan account of the complainant as the finance facility was obtained by the complainant. It is pointed out that the machine which has been purchased by the

petitioner is without any finance facility and loan stands against some other machine. It is contended that civil suit brought by petitioner regarding the dispute is pending and dispute is purely of civil nature.

Learned counsel does not dispute the outstanding liability towards the transaction.

Notice of motion for 01.04.2019.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Vide order dated 21.05.2019, the parties were sent before the Mediation and Conciliation Centre of this Court. Learned counsel appearing on behalf of the parties has apprised that the attempt was successful and they have arrived at settlement vide agreement dated 27.08.2019.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 08.03.2019 is made absolute.

(MANOJ BAJAJ)
JUDGE

04.09.2019

vanita

Whether speaking/reasoned :

Yes

No

Whether Reportable :

Yes

No