

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-22715-2018

Date of decision: 23.01.2019

Barkha Singh and another

... Petitioners

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Parvez Chugh, Advocate
for the petitioners.

Mr. Naveen Sheoran, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail to the petitioners in FIR No.375 dated 01.11.2017 under Section 420 IPC (Sections 406, 420, 467, 468, 471, 120-B IPC and Section 66 of I.T. Act were added later on), registered at Police Sector-56, Gurugram.

While granting interim anticipatory bail to the petitioners, following order was passed on 30.05.2018: -

“.....Counsel for the petitioners has submitted that the petitioners are the ex-directors of Perspi Interactive Private Limited. It is further submitted that neither any role has been attributed to the petitioners nor they are named in the complaint as well as in the FIR. It is also submitted that the co-accused of the petitioners namely Sanjeet Kumar Singh has already been granted the

concession of interim anticipatory bail by this Court vide order dated 10.05.2018 passed in CRM-M No.19797 of 2018. The operative part of the order dated 10.05.2018 is reproduced as under:-

“Learned senior counsel for the petitioner submits that after registration of the FIR, the petitioner’s company has paid the entire amount and the complainant has even issued a letter dated 09.11.2017 (Annexure P-4) that he has received the amount and he will take back any claim/police case/FIR/complaint in this regard. Learned senior counsel for the petitioner further submits that one co-accused of the petitioner namely Harikesh Kumar, who was arrested, has been granted the concession of regular bail, as the complainant has appeared before the Additional Sessions Judge, Gurugram and made a statement that he has settled the dispute amicably and he has no objection if bail is granted to him, as per the order dated 05.04.2018 (Annexure P-9)”…….”

Learned counsel for the petitioners submits that in pursuance of the aforesaid order and the order dated 21.09.2018, petitioners have joined the investigation and are not required for any further investigation. It is further submitted that the matter has been settled between the parties and a petition praying for quashing of the aforesaid FIR on the basis of compromise has been filed.

Learned State counsel, on instructions from ASI Sandeep, has not

disputed the factual position and states that the petitioners are no more required for any further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioners vide order dated 30.05.2018 is made absolute subject to the conditions envisaged under Section 438 (2) Cr.P.C.

[ARVIND SINGH SANGWAN]
JUDGE

23.01.2019
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No