

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

101+206

**CRM-M-35163-2018 (O&M)
DATE OF DECISION: 08.05.2019**

SUKHNEET SINGH & ANR

... Petitioner(s)

Versus

STATE OF PUNJAB & ANR

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Naveen Bawa, Advocate
for the petitioners.

Mr. Amit Mehta, Senior DAG, Punjab

Mr. Nakul Sharma, Advocate for respondent No.2.

ANUPINDER SINGH GREWAL, J. (ORAL)

CRM-14955-2019

This application has been preferred by the complainant respondent No.2 for the release of Rs.8 lakh which was deposited by the petitioners/accused in terms of the order of the coordinate Bench dated 28.08.2018.

Learned counsel for the applicant/respondent No.2 contends that the matter has been finally settled with the efforts of the Mediation Centre of this Court. Copy of the compromise dated 12.04.2019 is annexed as Annexure R-1. He also contends that the amount of Rs.8 lakh, which has been deposited in the Court in terms of the afore-noted order, may be released to the concern of the complainant namely M/s Narbada Medical Agency as recorded in the settlement.

Learned counsel appearing for the applicant/respondent No.2 states that the matter has now been compromised and he has no objection if the amount of Rs.8 lakh, which has been deposited before this Court, be released to the company of the complainant M/s Narbada Medical Agency.

In view of the compromise arrived at between the parties, this application is allowed and amount of Rs.8 lakh is ordered to be released to the concern of the complainant namely M/s Narbada Medical Agency.

MAIN CASE

The petitioners are seeking anticipatory bail in FIR No.58 dated 23.06.2018, under Sections 406/420/120-B IPC, registered at Police Station Cantt. Ferozepur, District Ferozepur.

Learned counsel for the petitioners contends that the FIR is the outcome of a monetary dispute between the parties. The complainant and the petitioners have been conducting business transactions and the FIR was outcome of the monetary dispute which has now been resolved and the matter has been compromised.

A coordinate Bench of this Court, by the order dated 28.08.2018, had directed the petitioners to appear before the Investigating Officer and join the investigation and in the event of their arrest, they were to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

On the statement of counsel for the petitioners that they are ready to deposit half of the total amount, the condition was incorporated for the grant of interim bail. The matter was also sent to the Mediation Centre of this Court by order dated 22.01.2019.

Learned counsel for the petitioners and counsel for the respondent are *ad idem* that the matter has been compromised due to the efforts of the Mediation Centre of this Court, copy of which has been appended as Annexure R-1 with the application.

Learned State counsel, on instructions from ASI Jaspal Singh, states that the petitioners have joined investigation and are not required for custodial interrogation.

In view of the submissions of learned counsel for the petitioners and keeping in view the fact that the petitioners have joined investigation, the order dated 28.08.2018 granting interim bail to the petitioners is made absolute.

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

The petition stands disposed of.

08.05.2019

SwarnjitS

(ANUPINDER SINGH GREWAL)
JUDGE

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