

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

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CRM-M-19199 of 2019

Date of decision: 22.10.2019

Suresh Kumar

..Petitioner

Vs.

State of Punjab and Another

...Respondents

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. P.S. Baidwan, Advocate
for the petitioner.

Mr. N.K. Banka, DAG, Punjab.

Mr. N.S. Swaitch, Advocate for respondent No.2/complainant.

ANUPINDER SINGH GREWAL, J.(ORAL)

The petitioner is seeking anticipatory bail in FIR No.196 dated 17.11.2016 under Section 420 and 406 IPC, registered at Police Station Fatehgarh Sahib, District Fatehgarh Sahib.

Learned counsel for the petitioner contends that the FIR is outcome of a monetary dispute between the parties. He further submits that the matter has been settled for an amount of ₹ 4 lacs. The petitioner has already paid a sum of ₹ 2 lacs to the complainant. The remaining amount of ₹ 2 lacs in the shape of a demand draft in the name of complainant has been handed over to the counsel for the complainant. He also states that the petitioner shall also file a petition for quashing of the FIR.

A Coordinate Bench of this Court, by order dated 13.05.2019 had directed that in the event of arrest of the petitioner he shall be released on interim bail subject to the conditions envisaged under Section 438(2) Cr.P.C. However, he will join investigation as and when his presence is required.

Learned counsel for the complainant states that the matter has indeed been compromised and the complainant shall make statement to this effect in the event of the petitioner filing a petition for quashing the FIR.

Learned State counsel, on instructions from ASI Harbans Singh, states that the petitioner has joined the investigation and is not required for custodial interrogation.

In view of the submissions of learned counsel for the petitioner and the petitioner having joined investigation, the order dated 13.05.2019 granting ad interim bail to the petitioner is made absolute.

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

The petition stands disposed of.

October 22, 2019
Poonam Sharma

(ANUPINDER SINGH GREWAL)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No