

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

CRM-M-12628 of 2020.

Decided on:- August 04, 2020.

Resham Dass and another

.....Petitioners.

Versus

State of Punjab and another

.....Respondents.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

Present:- Mr. K.S. Chahal, Advocate
for the petitioners.

Mr. Venu Gopal Jauhar, Sr. D.A.G., Punjab.

Mr. A.S. Brar, Advocate
for the complainant.

HARI PAL VERMA, J. (Oral)

The matter has been taken up for hearing through video conferencing due to outbreak of COVID-19.

CRM-10846-2020

Prayer in this application filed under Section 482 Cr.P.C. is for exemption from filing a notarized affidavit, Vakalatnama as well as depositing the requisite court fee.

Prayer for exemption of court fee and affidavit on account of COVID-19 is accepted with the condition that the petitioners shall deposit the required court fee/documents within a period of one month when the situation becomes normal from the COVID-19 effect.

Application stands disposed of.

CRM-M-12628-2020

Prayer in this petition filed under Section 438 Cr.PC is for grant of anticipatory bail to the petitioners in FIR No.123 dated 21.12.2019 under Sections 406 and 420 IPC registered at Police Station Sadar Moga, District Moga.

On May 21, 2020, while issuing notice of motion in the case, following order was passed by this Court:

“The matter has been taken up for hearing through video conferencing due to outbreak of COVID-19.

Learned counsel for the petitioners, while making reference to the compromise dated 11.03.2020 (Annexure P-2), states that the matter has been compromised between the parties and the petitioner will pay a sum of Rs.27 lakh to the complainant in two equal instalments as detailed in paragraph No.3 of the compromise.

The compromise has not been disputed by learned counsel for the complainant.

Notice of motion for 04.08.2020.

In the meantime, in the event of arrest of the petitioners, they shall be released on ad-interim bail to the satisfaction of the arresting officer. However, the petitioners shall join the investigation as and when directed by the investigating agency and shall abide by the terms and conditions laid down under Section 438(2) Cr.P.C.”

Learned counsel for the petitioners submits that pursuant to the aforesaid order dated May 21, 2020, the petitioners have joined the investigation and even the matter has been compromised between the parties.

Learned State counsel and learned counsel for the complainant have not disputed the aforesaid fact.

I have heard learned counsel for the parties.

Since the petitioners have joined the investigation and the matter has been compromised between the parties, the present petition is allowed and the interim bail granted to the petitioners vide order dated May 21, 2020 is made absolute.

However, if required, the petitioners shall continue to join investigation as and when required to do so and shall abide by the terms and conditions, as laid down under Section 438(2) Cr.P.C.

August 04, 2020
Yag Dutt

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned:	Yes
Whether Reportable:	No