

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

**CRM-M-29270-2018(O&M)
Date of Decision : -22.1.2020**

Gurmukh Singh

.....Petitioner

Versus

State of Haryana and another

.....Respondents

CORAM:- HON'BLE MR. JUSTICE H.S. MADAAN

Present: Mr.Manoj Pundir, Advocate
for the petitioner.

Ms.Harpreet Kaur, AAG, Haryana.

Ms.Amrita Nagpal, Advocate for
Mr.Lokesh Sinhal, Advocate
for respondent No.2.

H.S.MADAAN, J. (ORAL)

Learned counsel appearing for the respondent No.2 states that the dispute has been settled between the parties, in terms of which the outstanding dues are to be paid by the petitioner as per Schedule Ex.P1/A attached with letter Ex.P1 dated 17.9.2019 sent by Haryana State Warehousing Corporation addressed to Additional Advocate General, Haryana.

Learned counsel for the petitioner states that the petitioner is agreeable to make payment in terms of the Schedule attached with that letter.

Learned counsel for the complainant states that under the circumstances the complainant has no objection, if the present petition is accepted. However, to safeguard the interest of complainant, the

petitioner be directed to surrender his passport and it be recorded that in case of default, the complainant shall have a right to seek withdrawal of concession of pre-arrest bail to the petitioner.

Learned counsel for the petitioner states that the petitioner is not holding any passport.

Let the petitioner furnish an affidavit duly sworn in that regard before the Investigating Officer.

Learned counsel for the petitioner further contended that the petitioner would stick to the repayment schedule and has no objection, if condition so stated by the counsel for the complainant is imposed while granting pre-arrest bail to the petitioner.

Learned State counsel states that since the matter has been compromised between the petitioner and the complainant and petitioner has joined the investigation, his custodial interrogation is not required.

Therefore, the present petition is allowed. It is directed that in case of arrest of the petitioner in this case, he be released on bail, subject to the satisfaction of the Investigating Officer/Arresting Officer on the following terms and conditions:

- (i) that the petitioner shall make himself available for interrogation by a police officer as and when required;
- (ii) that the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;

(iii) that the petitioner shall not leave India without the previous permission of the Court; and

(iv) that the petitioner shall stick to the repayment schedule attached with letter Ex.P1.

In case there is any lapse on the part of the petitioner to pay the installments in terms of the schedule, the complainant shall have a right to seek withdrawal of the concession of pre-arrest bail to the petitioner by moving an application in the Court.

22.1.2020
Brij

(H.S. MADAAN)
JUDGE

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