

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

Criminal Misc. No.M-27004 of 2020

Date of Decision: 04.12.2020

Kuldeep

...Petitioner (s)

Versus

State of Haryana

...Respondent(s)

Criminal Misc. No.M-30809 of 2020

Satnam Singh

...Petitioner (s)

Versus

State of Haryana

...Respondent(s)

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

Present:- Mr. Partap Singh, Advocate
in Criminal Misc. No.M-27004 of 2020 and
Mr. G.S. Sandhu, Advocate
in Criminal Misc. No.M-30809 of 2020
for the petitioner(s).

Ms. Geeta Sharma, D.A.G., Haryana.

Mr. Shikhar Kataria, 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.

This order shall dispose of two petitions i.e. Criminal Misc. No.M-27004 of 2020 and Criminal Misc. No.M-30809 of 2020, as the

same have arisen out of common FIR. However, for brevity, the facts are being noticed from Criminal Misc. No.M-27004 of 2020.

Prayer in these petitions filed under Section 439 of the Code of Criminal Procedure, 1973 is for grant of regular bail to the petitioners in FIR No.179 dated 28.05.2020 under Sections 406, 420 IPC and Section 24 of the Immigration Act, 1983 (Sections 370, 384 IPC added later on) registered at Police Station Indri, District Karnal.

At the outset, learned counsel for the petitioners have submitted that the matter has been compromised between the parties and even a petition seeking quashing of aforesaid FIR on the basis of compromise has been filed by the petitioners. The petitioner - Kuldeep is in custody since 15.06.2020 whereas the petitioner - Satnam Singh is in custody since 22.6.2020.

Learned State counsel does not dispute the custody of the petitioners. However, she submits that she has no such instructions as regards the compromise.

On the other hand, learned counsel appearing for the complainant has fairly conceded that the matter has been compromised between the parties.

I have heard learned counsel for the parties.

Considering the fact that the matter has been compromised between the parties, which fact has not been disputed by counsel for the complainant, this Court deems it appropriate to release the petitioners on regular bail.

Accordingly, the present petitions are allowed and the petitioners are admitted on regular bail, subject to furnishing of their bail bonds/surety bonds to the satisfaction of trial Court/Duty Magistrate. However, this is subject to payment of costs of Rs.15,000/- by each of petitioners as well as the complainant, separately, with the Punjab and Haryana High Court Bar Association within one week from today. The receipts of such payments shall be deposited in the registry forthwith.

A photocopy of this order be placed on the file of other connected case.

December 04, 2020
AK

(HARI PAL VERMA)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No