

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

CRM-M-30215-2019 (O&M)

Date of Decision: February 12, 2020

Harbhinderjit Singh alias Harbhinderjeet Singh

... Petitioner

Versus

State of Punjab and another

... Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Keshav Pratap Singh, Advocate
for the petitioner.

Mr. Davinder Bir Singh, D.A.G., Punjab.

Mr. P.S. Ahluwalia, Advocate
for the complainant.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 438 of Cr.P.C., for grant of anticipatory bail to the petitioner in the event of arrest in FIR No. 66 dated 28.06.2019 under Sections 406, 498-A Indian Penal Code, registered at Police Station Phase-VIII, SAS Nagar, Mohali, District SAS Nagar.

Learned counsel for the petitioner contends that the petitioner is falsely implicated in the present case while contending that the matter has been amicably settled between the parties and in pursuance to the said compromise, a petition under Section 13-B of the Hindu Marriage Act has already been filed. He further contends that on the direction of this Court, the petitioner has joined the investigation. It is also contended that nothing

is to be recovered from him.

Learned DAG Punjab for the respondent-State, on instructions from the Investigating Officer, submits that petitioner has joined the investigation and he is not required for the custodial interrogation.

In view of the facts that the petitioner is not required for custodial interrogation and has joined the investigation, without commenting on the merits of the case, the petition is allowed and order dated 18.07.2019 granting interim bail to the petitioner is made absolute subject to the conditions laid down in Section 438 Sub Section 2 Clauses (i) (ii) and (iii) of the Code of Criminal Procedure. It is made clear while confirming the interim bail of the petitioner, it is hereby directed that the parties would be bound by the compromise that has been arrived at between them.

February 12, 2020
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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
Yes/No