

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 219

CRM-M-34603-2020

Date of decision : 26.11.2020

Harbans Lal Sharma

..... Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.Deepak Aggarwal, Advocate, for the petitioner.

Mr.Rana Harjasdeep Singh, DAG, Punjab.

Mr.Vishal Aggarwal, Advocate,
for the complainant-respondent No.2.

DEEPAK SIBAL, J. (ORAL)

Case taken up through video conferencing.

The present petition has been filed under Section 439 Cr.P.C. for the grant of regular bail in FIR No.107 dated 11.09.2020, registered under Sections 420 and 120-B IPC at Police Station Phul, District Bathinda.

Seeking regular bail for the petitioner learned counsel submits that the petitioner has been falsely implicated in the present case; the dispute was civil in nature but was given a criminal colour only to arm twist the petitioner; he is not involved in any other criminal case and that the matter between him and the complainant has been resolved.

Learned State counsel opposes the grant of bail to the petitioner on the ground that if he is granted bail he may indulge in similar offences.

Learned counsel for the complainant-respondent No.2 admits to the compromise between the petitioner and the complainant.

The petitioner is not involved in any other criminal case and the dispute which is the subject matter of the FIR in question involved non-payment of money by the petitioner to the complainant which has now been paid to the satisfaction of the complainant.

In view of the above, the present case is considered to be a fit one in which the petitioner be directed to be released on regular bail. Resultantly, subject to the satisfaction of the CJM/Duty Magistrate, Bathinda the petitioner is directed to be released on bail.

It is clarified that the above observations have been made only for the limited purpose of deciding the present regular bail application and the same would not be construed to be an expression of opinion on the merits of the case.

26.11.2020
shamsher

[DEEPAK SIBAL]
JUDGE

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