

213.

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

CRM-M-41686-2019

Date of decision:15.01.2020

KULWINDER SINGH AND ANOTHER

... Petitioners

Versus

STATE OF PUNJAB AND OTHERS

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. A.S. Manaise, Advocate, for
Mr. Gagandeep Singh Manku, Advocate,
for the petitioners.

Mrs. Ruchika Sabherwal, AAG, Punjab,
for respondent No.1.

Mr. Satvir Singh, Advocate,
for respondents No.2 and 3.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail to the petitioners in case FIR No.71 dated 15.11.2018 registered under Sections 363, 366-A, 120-B of IPC at Police Station Dhilwan, District Kapurthala.

Learned counsel for the petitioners has argued that the matter has been compromised between the parties. He refers to compromise dated 21.02.2019 (Annexure P-2). He states that since PO proceedings were initiated against the petitioners, this Court, vide order dated 27.09.2019, has protected the arrest of the petitioners with a direction that in case they appear before the trial Court within 10 days from that order, they be admitted on

interim bail subject to their furnishing bail bonds/surety bonds to the satisfaction of the trial Court. He further submits that pursuant to the order dated 27.09.2019, petitioners have appeared before the trial Court and have been admitted on bail. He further refers to the order dated 08.07.2019 passed in ***CRM-M-14134-2019*** titled as ***Harnek Singh and others Versus State of Punjab and others***, filed by the other co-accused including the main accused Harnek Singh, whereby FIR has been quashed by this Court on the basis of compromise.

The fact that the matter has been compromised between the parties, is not disputed by the learned counsel appearing on behalf of respondents No.2 and 3.

Considering the fact that the matter has been compromised between the parties and pursuant to the order dated 27.09.2019, petitioners have appeared before the trial Court and admitted on interim bail, the order dated 27.09.2019 is made absolute.

However, in case the petitioners are required in the case in any manner, the prosecution shall issue a clear 15 days notice to them.

Accordingly, the present petition is allowed.

(HARI PAL VERMA)
JUDGE

15.01.2020
sanjeev

Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No