

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

CRM-M-1853 of 2021.

Decided on:- January 27, 2021.

Raja alias Gurcharan Singh.

.....Petitioner.

Versus

State of Haryana.

.....Respondent.

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

Present:- Mr. Kanwaljeet Singh Brar, Advocate for the petitioner.

HARI PAL VERMA, J. (Oral)

The matter has been taken up for hearing through video conferencing due to outbreak of COVID-19.

The petitioner has filed this petition under Section 438 Cr.PC seeking anticipatory bail in FIR No.1199 dated 14.12.2014 under Section 42 of the Prisons Act, 1894 registered at Police Station Sirsa City, District Sirsa.

Learned counsel for the petitioner submits that it is on account of keeping two SIM cards in the jail, the aforesaid FIR has been registered against the petitioner.

He further submits that in the very FIR, wherein the petitioner was lodged in jail i.e. FIR No.169 dated 21.12.2017 under Sections 285, 307 and 506 IPC as well as Section 25 of the Arms Act, 1959 registered at Police Station Odhan, District Sirsa (for short, the FIR No.169), the petitioner is on bail and even the matter has been compromised between the parties and a petition i.e. **CRM-M-38714 of 2020** titled as ***Raja Singh Versus State of Haryana and others*** seeking quashing of the FIR No.169 on the basis of

compromise is pending before this Court and is now listed for hearing on 23.03.2021.

He further submits that irrespective of the fact that the petition for quashing of the aforementioned FIR No.169 is pending before this Court, the petitioner undertakes to appear before the trial Court and to face the trial in accordance with law in the present case.

Notice of motion.

On asking of this Court, Mr. Bhupender Singh, D.A.G., Haryana accepts notice on behalf of respondent-State.

I have heard learned counsel for the parties.

Considering the fact that the FIR No.169 in which the petitioner was lodged in jail, the matter has been compromised between the parties and the petitioner has shown his inclination to face the trial in this case, the present petition is disposed of with a direction that in case the petitioner surrenders before the trial Court within two weeks from today, he shall be admitted on bail on his furnishing bail and surety bonds to the satisfaction of the trial Court, however, subject to payment of costs of Rs.10,000/- with the Bar Association of this Court.

January 27, 2021
Yag Dutt

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned:	Yes
Whether Reportable:	No