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

**CRM-M No.15102 of 2021
Date of Decision:06.07.2021**

MANISH

.....Petitioner

Vs

STATE OF HARYANA AND ANOTHER

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present:Mr.Vansh Malhotra, Advocate
for the petitioner.

Mr. Rajat Gautam, DAG, Haryana.

RAJ MOHAN SINGH, J. (Oral)

The case has been taken up for hearing through video conferencing.

Reply by way of affidavit of Ravinder Singh HPS, Deputy Superintendent of Police, Kaithal, filed on behalf of respondent State of Haryana is taken on record.

Petitioner seeks grant of anticipatory bail under Section 438 Cr.P.C in case bearing FIR No.310 dated 08.08.2020 registered under Sections 370, 384, 406, 420 of Indina Penal Code, 1860 and Section 24 of Immigaration Act, 1983 at Police Station Pundari, Kaithal.

At the time of issuance of notice of motion 06.04.2021 following order was passed:-

“The case has been taken up for hearing through video conferencing. Learned counsel for the petitioner contends that vide order dated 18.03.2021, CRM-M No.7652 of 2021 filed by the petitioner under Section 438 Cr.P.C. was dismissed on merits. Thereafter, the parties have amicably resolved their dispute by way of entering into amicable settlement dated 31.03.2021. The entire disputed money has already been paid to the complainant and the same has been received by the complainant as full and final settlement of his claim.

Notice of motion for 06.07.2021.

At this stage, Mr. Rahul Jaswal, Advocate appears on behalf of the complainant and admits the factum of compromise dated 31.03.2021. He has also admitted the factum of receiving the disputed money as full and final settlement of claim of the complainant.

Learned counsel for the complainant submits that petition for quashing of FIR on the basis of compromise is going to be filed very soon. The compromise itself is one of the circumstances and the petitioner can be granted indulgence on second occasion under Section 438 Cr.P.C.

*In the meanwhile, petitioner is directed to appear before the SHO/Investigating Officer to join investigation on **10.04.2021** at 11.00 A.M. and in the event of his arrest, he shall be enlarged on ad interim bail, on his furnishing requisite bail bonds/surety bonds subject to the satisfaction of Arresting Officer. However, petitioner shall abide by the conditions as envisaged under Section 438(2) Cr.P.C”*

Learned counsel for the petitioner submitted that in compliance of the order dated 06.04.2021, the petitioner has joined the investigation to the entire satisfaction of the

Investigating Officer.

Learned State counsel on instructions from ASI Vijender Singh admitted the aforesaid fact and submitted that the petitioner is no more required for further investigation of the case.

In view of aforesaid factual position, the interim order dated 06.04.2021 is made absolute. Petitioner shall keep on joining the investigation as and when required to do so and he shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands disposed of.

06.07.2021

Amandeep

**(RAJ MOHAN SINGH)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No