

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

220

**CRM-M-22956-2021
Date of decision: 03.08.2021**

SATVEER SINGH SEKHON

.....Petitioner

Versus

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI

Present : Mr. Keshav Partap Singh, Advocate
for the petitioner.

Mr. Rana Harjasdeep Singh, DAG, Punjab
for the respondent-State.

Mr. Deepak Aggarwal, Advocate
for the complainant.

ARUN KUMAR TYAGI, J. (ORAL)

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

The petitioner has filed the present (first) petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.205 dated 07.11.2020 registered under Sections 406 and 420 of the Indian Penal Code, 1860 (for short, "the IPC") at Police Station Samrala, District Ludhiana to which Sections 467, 468, 471 and 120-B of the IPC were added lateron.

The above said FIR was registered on written complaint made by Paramjeet Kaur, General Power of Attorney of Surjit Kaur. In the complaint, Paramjeet Kaur inter alia made the allegations that Jaswant Singh had let out the shop in question to Amar Singh father of Tarlochan Singh. Jaswant Singh sold the shop in question to Surjit Kaur vide sale deed dated 14.05.1999. Jaswant Singh died in the year 2000.

Amar Singh died in the year 2012. After his death Tarlochan Singh

became the tenant. Tarlochan Singh forged agreement to sell dated 08.04.1976 and in connivance with the petitioner fraudulently transferred the shop in question in favour of the petitioner by executing agreement to sell dated 20.11.2019 on the basis thereof.

The petitioner being in custody has filed the present petition for grant of regular bail.

The petition has been opposed by the respondent-State. However, no reply has been filed by the respondent-State.

The petition has also been opposed by the complainant in terms of her reply.

Vide order dated 05.07.2021, the matter was referred to Mediation and Conciliation Center of this Court and the petitioner was granted interim regular bail. During the mediation proceedings the parties have settled the matter and report dated 30.07.2021 has been sent by Mr. Anurag Jain, Mediator who was assigned the case.

I have heard learned Counsel for the petitioner, learned State Counsel and learned Counsel for the complainant and have gone through the relevant record.

Learned counsel for the petitioner has reiterated the submissions made at the time of grant of interim regular bail while learned State counsel and learned Counsel for the complainant have not opposed the petition for grant of regular bail in view of the settlement reached between the parties during the mediation proceedings.

In view of the facts and circumstance of the case and settlement reached by the parties during Mediation Proceedings the petition is allowed and order granting interim regular bail to the

petitioner is made absolute. Accordingly, the petitioner shall stand released on regular bail on the bail bonds already furnished by him in compliance with order dated 05.07.2021.

The parties shall be bound by the terms and conditions of the settlement reached by them during the mediation proceedings and shall take the requisite steps for payment of the amount, withdrawal of civil suits and application under Section 340 of the Cr.P.C. and quashing of FIR in accordance with the same. In case of breach of the terms and conditions of settlement on the part of the petitioner, the complainant shall be at liberty to move this Court for cancellation of regular bail granted to the petitioner.

03.08.2021
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(ARUN KUMAR TYAGI)
JUDGE

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