

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

**CRM-M-27501-2021(O&M)
Date of Decision : -24.11.2021**

Rajesh Kumar @ Bablu

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM:- HON'BLE MR. JUSTICE H.S. MADAAN

Present: Mr.Hittan Nehra, Advocate,
Mr.Shivam Sharma, Advocate,
Ms.Mahima Gill, Advocate
for the petitioner.

Ms.Shubhra Singh, Addl. A.G., Haryana.

Mr.Edward Augustine George, Advocate
for the complainant.

H.S.MADAAN, J. (ORAL)

This second petition under Section 438 Cr.P.C. for pre-arrest bail has been filed by the petitioner – Rajesh Kumar @ Bablu, aged 43 years, resident of village Ahar, Tehsil Israna, District Panipat, an accused in FIR No.123 dated 10.4.2021 under Sections 406, 420, 506 IPC registered with Police Station Madlauda, District Panipat.

Briefly stated, the facts of the case as per the prosecution version are that petitioner/accused Rajesh Kumar @ Bablu had cheated and defrauded complainant Dr.Dhan Kumar Mehla of Rs.25

lakhs on the pretext of getting him appointed as Chairman of Pollution Control Board in Haryana, however, neither being able to get any such appointment nor returned the money. On complaint filed by Dr.DhanKumar Mehla, formal FIR was registered.

Apprehending his arrest, the present petitioner had approached the Court of Sessions at Panipat by filing an application for grant of pre-arrest bail, which was assigned to Additional Sessions Judge, Panipat, who vide a detailed order dated 19.4.2021 dismissed the same. Although the petitioner had filed a petition for pre-arrest bail earlier but that was withdrawn at initial stage, however the same had not been decided on merits. As such, the present petitioner has approached this Court again by way of filing the instant petition asking for the similar relief, which request is being resisted by the State counsel.

Finding that the dispute between the parties appeared to be of civil nature, the matter was referred to Mediation and Conciliation Centre of this Court so as to make efforts for amicable settlement and as per the report received therefrom, the parties have resolved their dispute by amicable settlement. The settlement agreement has been sent to this Court, which for the purpose of reference is exhibited as Ex.C-1.

Learned counsel for the petitioner states that in view of this settlement, the interim bail granted to the petitioner be made absolute. Learned counsel for the respondent/complainant states that he does not object to such prayer.

Accordingly, interim bail granted to the petitioner

vide order dated 16.7.2021 is made absolute, subject to his fulfilling conditions under Section 438(2) Cr.P.C.

The petition stands allowed accordingly.

24.11.2021
Brij

(H.S. MADAAN)
JUDGE

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