

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

**CRM-M No.28115 of 2021(O&M)
Date of Decision:29.11.2021**

Robin Masih and another ...Petitioners

Vs

State of Punjab and another ...Respondents

CORAM:HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: None for the petitioners.

Mr. A.S. Gill, Sr. DAG, Punjab.

JAISHREE THAKUR J. (ORAL)

CRM No.36484 of 2021

Application is allowed.

Compromise deed i.e. Annexure P-4 is taken on record.

CRM-M No.28115 of 2021

The instant petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioners in case FIR No.109 dated 27.05.2021 registered under Sections 323, 452, 506, 148, 149 of the IPC at Police Station Khanna City-2 Khanna, District Ludhiana.

Matter has been called twice but no one has put in appearance on behalf of the petitioners herein.

It has been pleaded that the FIR had been lodged with undue and unexplained delay while ignoring that real controversy between the parties pertaining to celebrating festival which was opposed by the side of the complainant pursuant to which hot words were exchanged. No specific role or injuries were attributed to anyone.

The petitioners herein were directed to join investigation by an order dated 22.07.2021 pursuant to which the petitioners appeared before the Investigating Officer and cooperated in the investigation. On 13.10.2021, counsel for the petitioners had stated that a compromise had been entered between the parties and had sought time to place the same on the record. Consequently, Criminal Misc. Application bearing No.36484 of 2021 was filed supported by an affidavit seeking to place on record an agreement/mutual compromise dated 13.10.2021 entered into between the petitioners and the complainant. The document has been taken on record.

Learned counsel for the respondent-State on instructions from ASI Surajdeen would submit that as the matter stands compromised, they are in a process of filing a cancellation report.

In view of the above, no further orders are called for as the petitioners have already joined investigation. In view of the fact that the petitioners have joined investigation and matter stands compromised between the petitioners and complainant, the instant petition is allowed and the order dated 22.07.2021 granting interim bail to the petitioners is confirmed, subject to the conditions laid down in Section 438 (2) Cr.P.C.

(JAISHREE THAKUR)
JUDGE

November 29, 2021

P.Bhatt

Whether speaking/reasoned Yes/No

Whether reportable Yes/No