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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-28588-2020
Date of decision-27.08.2021

NARESH KUMAR

...Petitioner

Vs.

STATE OF PUNJAB AND ANOTHER

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. J.S. Thakur, Advocate
for the petitioner.

Mr. Ramandeep Singh Sandhu, Sr. DAG, Punjab.

MANOJ BAJAJ, J. (ORAL)

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.103 dated 25.10.2019 under Sections 406 & 420 Indian Penal Code, 1860, & under Section 13 Punjab Travel Professionals (Regulation) Act, 2014, registered at Police Station Bilga, District Jalandhar Rural. The petitioner apprehended his arrest at the hands of Police, in the above FIR.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 23.12.2020, whereby, while issuing notice of motion to respondent-State, the interim protection was extended to the

petitioner. The said order reads as under:-

“CRM 31240-2020

Heard.

The application is allowed. Annexure P/4 is taken on record.

Main case.

Learned counsel for the petitioner herein prays for anticipatory bail on the ground that the matter already stand compromised between the parties.

Notice of motion.

Ms. Rashmi Attri, DAG, Punjab, who is present through the medium of Video Conferencing, accepts notice on behalf of respondent—State and submits that she has no objection in case the matter inter-se the parties has been settled in terms of the compromise arrived at as far back 22.7.2019.

Appearance has been caused by Mr. Monty Goel, Advocate, on behalf of the complainant, who admits the factum of the compromise and submits that he has no objection in case anticipatory bail is allowed to the petitioner.

Adjourned to 10.5.2021.

Meanwhile, the petitioner is directed to join the investigation within a period of one week and on his doing so, the petitioner be released on interim bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall continue to join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.”

Learned counsel for the petitioner further contends that in deference to the said order, the petitioner submitted himself before the Police and joined the investigation. According to him, the petitioner cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel who is assisted by ASI Harnek Singh does not dispute this fact that the petitioner has joined the investigation and he is not required for custodial interrogation for the time being.

Considering the above, the petition is allowed and the interim

bail granted by this Court vide order dated 23.12.2020 is made absolute.

(MANOJ BAJAJ)
JUDGE

27.08.2021

<i>Vipin kumar</i>	Whether speaking/reasoned :	Yes	No
	Whether Reportable :	Yes	No