

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

**CRM-M-34442-2021
Date of decision: 06.10.2021**

Nagina and another

...Petitioners

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Parminder Singh, Advocate
for the petitioners.

Mr. Chetan Sharma, AAG, Haryana.

Mr. Nonish Kumar, Advocate for the complainant.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioners pray for grant of anticipatory bail in FIR No.0196 dated 30.07.2021 under Sections 406, 420, 467, 468 and 471 of the IPC, registered at Police Station Parao, Ambala Cantt., District Ambala, Haryana.

The operative part of the order dated 24.08.2021, vide which the petitioners have been granted interim bail, is reproduced below:

“Learned counsel for the petitioners submits that as per allegations in the FIR, registered at the instance of complainant-father of petitioner No.2 namely Anwar Ali, it is stated that he has purchased a plot in 2017 in the name of his wife Khurshida and after her death, the complainant had gone to Jamat for a period of one year and when he came back, the petitioners, who are the son and daughter-in-law have shunted him out of his house and fraudulently entered the name of Nagina-petitioner No.1 in the ownership of the house.

Learned counsel for the petitioners further submits

that the petitioners are ready to explore the possibility of some amicable settlement with the complainant as he is the father of petitioner No.2 and to show their *bona fide*, the petitioners are ready to handover a Demand Draft of Rs.5,00,000/- favouring the complainant-Anwar Ali.

Learned counsel for the petitioners further submits that the matter be referred to Mediation and Conciliation Centre of this Court for exploring the possibility of some amicable settlement considering the fact that the parties are father and son. Notice of motion.

Mr. Deepak Kumar Grewal, DAG, Haryana assisted by Mr. Nonish Kumar, who are present through video conferencing accepts notice on behalf of the respondent-State and complainant and therefore, are not averred to this offer.

List on 06.10.2021.

Learned counsel for the petitioners submits that the petitioners, in pursuance to the order dated 24.08.2021, have already appeared before the SHO/Investigating Officer and have joined the investigation. It is further submitted that the matter stands compromised between the parties and a petition bearing CRM-M-38863-2021 has already been filed before this Court seeking quashing of the FIR on the basis of the compromise, in which notice of motion has been issued for 26.02.2022 and the parties have been directed to get their statement recorded before the trial Court/Illaqah Magistrate.

Learned counsel for the State, on instructions from the Investigating Officer, has not disputed the factual position and submits that the petitioners have joined the investigation and are no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioners, vide order dated 24.08.2021, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

06.10.2021

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No